From:

Brad Crabtree

Sent:

Tuesday, September 26, 2017 5:07 PM

To:

Brad Crabtree

Cc:

Jess Jellings

Subject:

Sharing invite for MT Carbon Capture Forum with Governor Bullock on October 5th in

Billings, MT

Attachments:

MT Carbon Capture Forum invite.pdf

NEORI Participants and Partners,

We are asking one more time that you please take a moment and share with colleagues in Montana the attached invite for next week's Montana Carbon Capture Forum with Governor Steve Bullock on Thursday, October 5th from noon to 2 p.m. MT in Billings, MT.

The Forum invite is attached. The event and hosted luncheon are open to the public and free of charge, but attendees must register online at https://www.eventbrite.com/e/montana-carbon-capture-forum-tickets-37845303321. The invite also includes the registration link.

The Forum is co-hosted by the National Enhanced Oil Recovery Initiative and the State CO₂-EOR Deployment Work Group. In addition to remarks from Governor Bullock, the event features remarks from Cloud Peak Energy CEO Colin Marshall and a panel discussion with Montana AFL-CIO Executive Secretary Al Ekblad, Occidental Petroleum Vice President Charlene Russell, and Clean Air Task Force Managing Director Kurt Waltzer.

Thank you for helping to spread the word.

Regards,

Brad

Brad Crabtree | Vice President, Fossil Energy Great Plains Institute | (701) 647-2041 | bcrabtree@gpisd.net From:

Brad Crabtree

Sent:

Thursday, September 28, 2017 1:17 PM

To:

Brad Crabtree

Subject:

RELEASE: GOV. BULLOCK AND STATE AND NATIONAL LEADERS TO DISCUSS EFFORTS

TO ADVANCE CARBON CAPTURE IN BILLINGS, MT

FOR IMMEDIATE RELEASE:

September 28th, 2017

GOV. BULLOCK AND STATE AND NATIONAL LEADERS TO DISCUSS EFFORTS TO ADVANCE CARBON CAPTURE AT PUBLIC EVENT NEXT WEEK IN BILLINGS, MT

BILLINGS – The National Enhanced Oil Recovery Initiative (NEORI) has chosen Montana to hold its annual strategy meeting, and the industry, labor and environmental coalition will co-host the Montana Carbon Capture Forum in Billings on Thursday, October 5th from noon to 2 p.m. The Forum will feature remarks from Governor Steve Bullock (D-MT) on the significant energy production, jobs and emissions reduction potential that carbon capture offers for the state of Montana and the nation.

Bullock will be joined in providing remarks by Cloud Peak Energy President and CEO Colin Marshall, followed by a panel discussion among senior leaders from the Montana AFL-CIO, Occidental Petroleum Corporation, and Clean Air Task Force.

The Forum and hosted luncheon will be held at the Big Horn Conference Center in Billings and are open to the public. Tickets are available for the event here: https://www.eventbrite.com/e/montana-carbon-capture-forum-tickets-37845303321

Dedicated to advancing federal financial incentives to accelerate commercial deployment of carbon capture technology at power plants and industrial facilities, NEORI brings together an unprecedented coalition of interests, including leading coal, oil and gas, ethanol, industrial and technology companies, key labor unions and national environmental organizations.

As the U.S. state with the greatest coal reserves, and a significant oil and gas producer, Montana can take full economic advantage of its energy resources by utilizing carbon capture, while significantly reducing total carbon emissions on a lifecycle basis. This includes using captured CO2 to produce additional oil from existing fields through enhanced oil recovery (CO2-EOR), while storing that CO2 geologically in a proven practice underway in the state and elsewhere.

NEORI is joined in co-hosting the Forum by the State CO2-EOR Deployment Work Group, an effort of 14 oil and gas-producing states to support federal and state policies aimed at expanding carbon capture in electric power generation and industry. The bipartisan Work Group is convened and jointly led by Bullock with fellow Governor Matt Mead (R-WY).

"Coal with carbon capture can be a reliable, affordable, low-to-no emissions energy source that drives prosperity," said Colin Marshall, President and CEO of Cloud Peak Energy, a major U.S. coal company with Montana operations and a NEORI participant. "Developing and deploying carbon capture technologies that address emissions concerns is critical, and this event provides a great opportunity to explore policies and strategies to help make that happen," said Marshall.

Both the NEORI coalition and the 14-state Work Group are calling on Congress to enact federal incentives to drive

private investment in carbon capture projects. Their top federal legislative priority is bipartisan tax incentive legislation introduced this year in the <u>U.S. House</u> and <u>Senate</u> to extend and reform the Section 45Q tax credit for geologic storage of CO2 in oilfields through EOR and in other geologic formations. In addition to Bullock's support, the measure has bipartisan backing from U.S. Senator Jon Tester (D-MT) and Congressman Greg Gianforte (R-MT), who have co-sponsored the Senate and House bills, respectively.

To complement the 45Q incentive, NEORI and the Work Group also support legislation to enable the use of taxexempt <u>private activity bonds</u> for financing the purchase and installation of carbon capture equipment.

"The Montana Carbon Capture Forum is a timely opportunity to showcase the potential for carbon capture and enhanced oil recovery in Montana and across the country, share national efforts underway to pass critical legislation in Congress, and highlight the important work and recommendations of states," said Brad Crabtree, Vice President for Fossil Energy at the Great Plains Institute, which coordinates the State CO2-EOR Deployment Work Group and co-convenes the NEORI coalition with the Center for Climate and Energy Solutions.

Media Contact: Brad Crabtree Tel: (701) 830-0302 bcrabtree@gpisd.net

###

NEORI brings together coal, oil and gas, electric power, ethanol, industrial and technology companies, labor unions, and national environmental and energy policy organizations dedicated to expanding deployment of carbon capture as an energy, economic and environmental solution for our nation. NEORI is convened by the Center for Energy and Climate Solutions and Great Plains Institute.

From:

Brad Crabtree

Sent:

Tuesday, October 03, 2017 9:32 PM

To:

Brad Crabtree

Cc:

Patrice Lahlum; Fatima Ahmad

Subject:

Final agendas for this week's NEORI strategy mtg and forum with Governor Bullock in

Billings, MT

Attachments:

NEORI annual strategy meeting final agenda.pdf; Montana Carbon Capture Forum.pdf

NEORI Participants and Partners,

We look forward to seeing many of you on Thursday and Friday in Billings for the NEORI annual strategy meeting and the Montana Carbon Capture Forum with Governor Bullock. Between Montana attendees and NEORI participants and others coming into Billings, we are currently at 75 individuals registered for the public Forum.

Final agendas are attached for the NEORI meeting and Forum. We will not be providing material to review in advance. The substance will be covered in meeting powerpoints and brief handouts that can be reviewed during the meeting.

We have received inquiries on several issues regarding the meeting, which are addressed below:

- The dress code for the event with the Governor can be either business attire and business casual per your preference;
- Several people inquired about calling into the meeting, but we are unfortunately not able to provide conference capabilities of sufficient qualify for this meeting given the size of the group and room;
- There will not be an organized group dinner on Wednesday evening, given that people are arriving in Billings at different times, many late; and
- Temperatures will be cool in Billings, with daytime highs in the 50s and lows in the 30s, so you may want to bring
 a jacket.

We are glad that so many of you will be joining us in Billings and look forward to seeing you. Please feel free to call my mobile if you need to reach me (701) 830-0302.

Regards,

Brad

Brad Crabtree | Vice President, Fossil Energy Great Plains Institute | (701) 647-2041 | bcrabtree@gpisd.net

NEORI Annual Strategy Meeting and Montana Carbon Capture Forum with Governor Steve Bullock

October 5-6, 2017

Big Horn Resort 1801 Majestic Lane Billings, MT 59102 (406) 839-9300

FINAL AGENDA

All times Mountain

Thursday, October 5th

10:00 a.m.

Welcome, introductions, and review of agenda

- Adam Schafer, Office of Governor Bullock
- Brad Crabtree, Great Plains Institute

10:15 a.m.

Overview and progress report on previous year's activities of NEORI and coalition partners

Fatima Ahmad, Center for Climate & Energy Solutions

Update on state level activities and priorities going forward and initial discussion

- State CO₂-EOR Deployment Work Group
 - Adam Schafer, Office of Governor Bullock and Brad Crabtree, Great Plains Institute
- California Air Resources Board's CCS regulatory proceedings
 - o George Peridas, Natural Resources Defense Council, and Deepika Nagabushan, Clean Air Task Force

11:30 p.m.

Prep for Montana Carbon Capture Forum

11:40 a.m.

Adjourn temporarily for Forum

12:00 p.m.

Montana Carbon Capture Forum hosted by the National Enhanced Oil Recovery Initiative and

State CO₂-EOR Deployment Work Group

Hosted luncheon. Audience to include MT public officials, stakeholders, and public and NEORI

participants and partners and Work Group members.

12:30 p.m.

Remarks by Steve Bullock, Governor of Montana

12:50 p.m.

Remarks by Colin Marshall, President and CEO, Cloud Peak Energy

1:10 p.m.

Energy, jobs and environmental benefits of carbon capture and policies to accelerate commercial deployment

- Brad Crabtree, Great Plains Institute (moderator)
- Charlene Russell, Occidental Petroleum Corporation
- Al Ekblad, Montana AFL-CIO
- Kurt Waltzer, Clean Air Task Force

Q&A with the audience.

2:00 p.m.

Forum adjourns

2:15 p.m.

NEORI strategy meeting reconvenes

Evolving engagement of ethanol industry as part of broader industrial carbon capture strategy

Anna Dirkswager, Great Plains Institute, and Keith Tracy, Cornerpost CO2, LLC. Last year's
strategy meeting reaffirmed ethanol as a political and deployment priority. This session will
highlight efforts to increase industry and farm state engagement on incentives and
infrastructure policy and develop strategies tailored to the industry and key ag states.

3:00 p.m.

Federal legislative and executive branch activities, prospects and strategy for remainder of 2017, and initial discussion

- Legislative strategies and pathways on 45Q and other federal incentives
 - o Hunter Johnston, Lake Charles Methanol
- Federal infrastructure policy and legislation
 - o MJ Marshall, Grayling, and Judi Greenwald, Greenwald Consulting
- · Engaging the Administration
 - o Richard Reavey, Cloud Peak Energy

4:00 p.m.

Break

4:20 p.m.

Federal legislative and executive branch discussion continued

5:15 p.m.

Reflections on the day and key takeaways for the next day's strategy discussion

Each participant will be asked to reflect on accomplishments and unfinished business of the
past year, as well as the day's presentations and discussions, and offer a key take-away or
suggestion for the next day's strategy discussion.

6:00 p.m.

Adjourn for the day

6:45 p.m.

Gather in lobby to go to restaurant

7:00 p.m.

Hosted dinner, Montana's Rib and Chop House, 1849 Majestic Ln, Billings, MT, (406) 839-9200

Friday, October 6th

7:30 a.m.

Breakfast available

8:00 a.m.

Rebranding of NEORI and broader coalition effort and communications update and strategy

- Boriana Strzok, 5IVE (firm developing new logo, website and materials), will present feedback received from surveying NEORI participants and preview new name (Carbon Capture Coalition), logo, materials, and revamped website. A key recommendation from last year's strategy meeting was to rebrand NEORI to reflect the full range of participant interests and concerns, better accommodate our growing coalition and position the work beyond the current prioritization of 45Q and other carbon capture incentives.
- Patrice Lahlum, Great Plains Institute, will review broader communications work and priorities for 2018 on behalf of Ben Finzel.

9:15 a.m.

Group strategy discussion

NEORI participants and coalition partners conclude with a facilitated strategy session
drawing on preceding presentations and discussion. NEORI staff will prepare a summary of
participant reflections and takeaways from the day before to inform this final discussion.

10:50 a.m.

Wrap-up and next steps

11:00 a.m.

Adjourn to allow time for early afternoon departures from Billings airport.

From:

Wyoming Business Alliance

Sent:

Saturday, October 21, 2017 2:09 PM

To:

ruth.critchfield@wyo.gov;wyba@wyomingbusinessalliance.com

Subject:

Wyoming success stories being featured at Governor's Business Forum



Governor's Business Forum to spotlight success stories from Cheyenne, Jackson, Encampment, Worland, and Casper

Five success stories from Cheyenne, Jackson, Encampment, Worland, and Casper will be featured at the 2017 Governor's Business Forum being held Nov. 7-9 at Little America Hotel and Resort in Cheyenne. Register today at www.wyomingbusinessalliance.com

"Passion, grit, and drive are all key attributes that helped ensure the success of these stories," said Cindy DeLancey, President of the Wyoming Business Alliance. "Opportunities for success are limitless for all sectors of business in Wyoming."

Black Dog Animal Rescue

Started almost ten years ago in Cheyenne, BDAR has become the state's largest animal rescue organization, pioneering the use of volunteer households to keep rescued animals.



Silicon Couloir

Silicon Couloir, a nonprofit based in Jackson, has grown from a need to connect aspiring and experienced entrepreneurs with the resources they need to succeed. Its core programs help entrepreneurs connect with intellectual, human, and financial capital.



Silver Spur Ranches

Silver Spur Ranches is ranked as the ninth largest commercial cattle operation in the U.S. and is home to a progressive ranch operation and outfitting services. The original Silver Spur started in Encampment, Wyoming and has grown to include operations in Wyoming, New Mexico, Colorado and Nebraska.



Wyoming Machinery Company

Since starting in Casper in 1969, Wyoming Machinery Company has continued to grow and position itself as an industry leader suited for any challenge, both now and in the future.

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Wyoming Sugar Company, LLC

Owned by growers from Washakie, Big Horn and Fremont Counties, this single factory facility, located in Worland, has processed sugarbeets for the Southern Big Horn Basin and Fremont County for over 100 years.



REGISTRATION RATES

Registration to Forum and Nov. 8 hall of fame Dinner Plus Nov. 7 Reception	 \$375 Government Rate - \$150 Leadership Wyoming Alumni 10% off Forum and Business Hall of Fame Banquet
Forum Only Plus Nov. 7 Reception	\$275
Nov. 8 Hall of Fame Dinner only	\$125
Vendor Booth Space	\$350

REGISTER

GOVERNOR MEAD TO KICK OFF FORUM

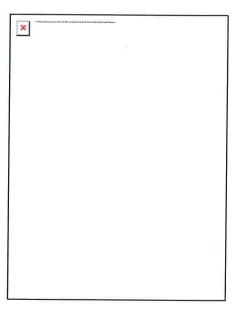
Governor Matt Mead will kick off the annual Governor's Business Forum, which takes place November 7-9, 2017 at the Little America Hotel and Resort in Cheyenne. This year the forum focuses on how Wyoming can use innovation and entrepreneurship to improve the state's economy. "The business forum always features a diverse group of speakers and



subjects," said Governor Mead. "It provides a great opportunity to hear from leaders with business experience as we continue our efforts to expand and

OVER 30 SPEAKERS

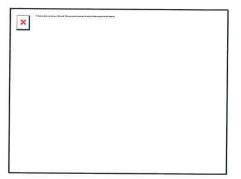
Over 30 speakers from national fiscal experts to Wyoming leaders in tech, ag innovators, minerals, and tourism will be speaking about how Wyoming can use innovation and entrepreneurship to overcome the dynamics of changes facing the state's economy. The 2017 forum includes nationally recognized speakers such as Yaron Brook, Executive Chairman of Ayn Rand Institute, Nicole Kaeding, an economist with the Tax Foundation, and national fiscal transparency expert Adam Andrzejewski, Founder and CEO of Openthebooks.com.



DOWNLOAD THE BROCHURE

NOV. 7 SPECIAL PERFORMANCE BY NED LEDOUX

Ned LeDoux is scheduled to give a special performance, sponsored by Mark and Jennie Gordon, at the Nov. 7 Live the Legend Reception by Visit Cheyenne, one of many networking events being held at the forum. His first full-length album, Sagebrush, is scheduled to be released November 3. And yes, he is Chris LeDoux's son.



This event is open for forum attendees, speakers, special guests, and sponsors.

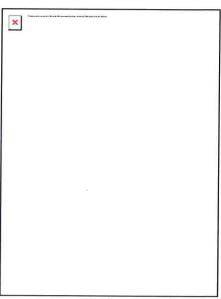
NOV. 8 HALL OF FAME GALA

A November 8 dinner will celebrate the Wyoming Business Hall of Fame inductees, recognizing individuals whose achievements in business stand out. Started in 2013, the Wyoming Business Hall of Fame is a cooperative project of the University of Wyoming's College of Business, the Wyoming Business Alliance/Wyoming Heritage Foundation, and the Wyoming Business Council.

Adam Andrzejewski will also give a special keynote. He is the founder and CEO of OpenTheBooks.com, the world's largest private database of public spending which has captured four billion federal, state, and local expenditures. He created OpenTheBooks app and was awarded 'Best Public Policy App' by Web Marketing Association in 2014. Previously, he cofounded HomePages Directories, a \$20 million publisher of community telephone books.

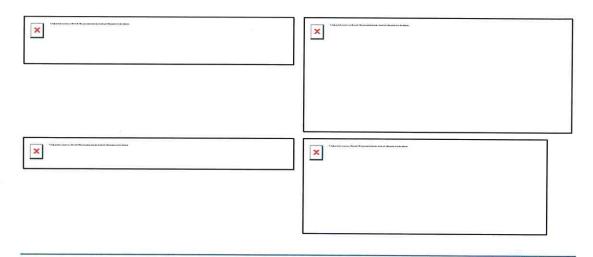
This is a separate event and is not included in the day registration package. Tickets are going fast so make sure to <u>register</u>.





Adam Andrzejewski

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Wyoming Mining Association | Wyoming Rural Electric Association
Wyoming Society of CPA's | Wyoming Stock Growers Association
Wyoming Taxpayers Association | Wyoming Technology Business Center
Wyoming Trucking Association

Contact the Wyoming Business Alliance And the Wyoming Heritage Foundation

Cindy DeLancey, President Email: <u>cindy@wyoba.com</u> (307) 577-8000 | <u>wyba@wyomingbusinessalliance.com</u> 145 South Durbin Street, Suite 101 | Casper, WY 82601

www.wyomingbusinessalliance.com





Wyoming Business Alliance, 145 S. Durbin Suite 101, Casper, WY 82601

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Sent by wyba@wyomingbusinessalliance.com

From: Sent: Wyoming Business Alliance

Saturday, October 21, 2017 2:10 PM

To:

kari.gray@wyo.gov;wyba@wyomingbusinessalliance.com

Subject:

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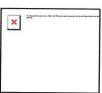
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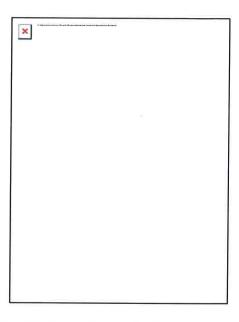
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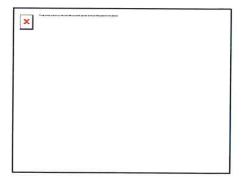
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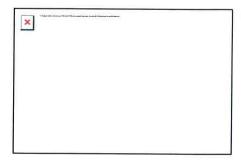
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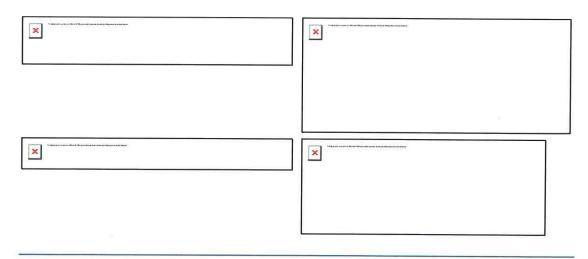
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Adam Andrzejewski

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Wyoming Mining Association | Wyoming Rural Electric Association
Wyoming Society of CPA's | Wyoming Stock Growers Association
Wyoming Taxpayers Association | Wyoming Technology Business Center
Wyoming Trucking Association

Contact the Wyoming Business Alliance And the Wyoming Heritage Foundation

Cindy DeLancey, President Email: cindy@wyoba.com (307) 577-8000 | wyba@wyomingbusinessalliance.com 145 South Durbin Street, Suite 101 | Casper, WY 82601

www.wyomingbusinessalliance.com



Wyoming Business Alliance, 145 S. Durbin Suite 101, Casper, WY 82601

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Sent by wyba@wyomingbusinessalliance.com

From: Sent:

Wyoming Business Alliance

Saturday, October 21, 2017 2:10 PM

To:

carol.statkus@wyo.gov;wyba@wyomingbusinessalliance.com

Subject:

Wyoming success stories being featured at Governor's Business Forum



Governor's Business Forum to spotlight success stories from Cheyenne, Jackson, **Encampment, Worland, and Casper**

Five success stories from Cheyenne, Jackson, Encampment, Worland, and Casper will be featured at the 2017 Governor's Business Forum being held Nov. 7-9 at Little America Hotel and Resort in Cheyenne. Register today at www.wyomingbusinessalliance.com

"Passion, grit, and drive are all key attributes that helped ensure the success of these stories," said Cindy DeLancey, President of the Wyoming Business Alliance. "Opportunities for success are limitless for all sectors of business in Wyoming."

Black Dog Animal Rescue

Started almost ten years ago in Chevenne, BDAR has become the state's largest animal rescue organization, pioneering the use of volunteer households to keep rescued animals.



Silicon Couloir

Silicon Couloir, a nonprofit based in Jackson, has grown from a need to connect aspiring and experienced entrepreneurs with the resources they need to succeed. Its core programs help entrepreneurs connect with intellectual, human, and financial capital.



Silver Spur Ranches

Silver Spur Ranches is ranked as the ninth largest commercial cattle operation in the U.S. and is home to a progressive ranch operation and outfitting services. The original Silver Spur started in Encampment, Wyoming and has grown to include operations in Wyoming, New Mexico, Colorado and Nebraska.



Wyoming Machinery Company

Since starting in Casper in 1969, Wyoming Machinery Company has continued to grow and position itself as an industry leader suited for any challenge, both now and in the future.

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Wyoming Sugar Company, LLC

Owned by growers from Washakie, Big Horn and Fremont Counties, this single factory facility, located in Worland, has processed sugarbeets for the Southern Big Horn Basin and Fremont County for over 100 years.



REGISTRATION RATES

Registration to Forum and Nov. 8 hall of fame Dinner Plus Nov. 7 Reception	 \$375 Government Rate - \$150 Leadership Wyoming Alumni 10% off Forum and Business Hall of Fame Banquet
Forum Only Plus Nov. 7 Reception	\$275
Nov. 8 Hall of Fame Dinner only	\$125
Vendor Booth Space	\$350

REGISTER

GOVERNOR MEAD TO KICK OFF FORUM

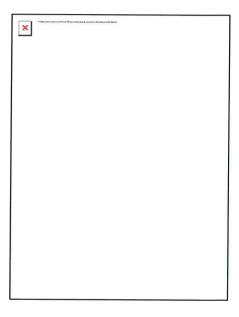
Governor Matt Mead will kick off the annual Governor's Business Forum, which takes place November 7-9, 2017 at the Little America Hotel and Resort in Cheyenne. This year the forum focuses on how Wyoming can use innovation and entrepreneurship to improve the state's economy. "The business forum always features a diverse group of speakers and



subjects," said Governor Mead. "It provides a great opportunity to hear from leaders with business experience as we continue our efforts to expand and

OVER 30 SPEAKERS

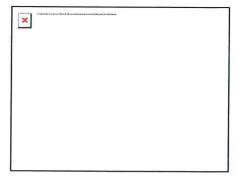
Over 30 speakers from national fiscal experts to Wyoming leaders in tech, ag innovators, minerals, and tourism will be speaking about how Wyoming can use innovation and entrepreneurship to overcome the dynamics of changes facing the state's economy. The 2017 forum includes nationally recognized speakers such as Yaron Brook, Executive Chairman of Ayn Rand Institute, Nicole Kaeding, an economist with the Tax Foundation, and national fiscal transparency expert Adam Andrzejewski, Founder and CEO of Openthebooks.com.



DOWNLOAD THE BROCHURE

NOV. 7 SPECIAL PERFORMANCE BY NED LEDOUX

Ned LeDoux is scheduled to give a special performance, sponsored by Mark and Jennie Gordon, at the Nov. 7 Live the Legend Reception by Visit Cheyenne, one of many networking events being held at the forum. His first full-length album, Sagebrush, is scheduled to be released November 3. And yes, he is Chris LeDoux's son.



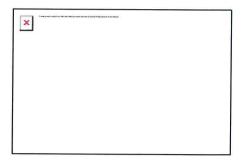
This event is open for forum attendees, speakers, special guests, and sponsors.

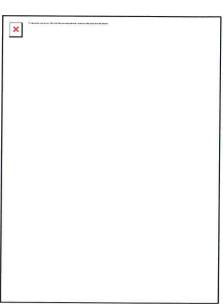
NOV. 8 HALL OF FAME GALA

A November 8 dinner will celebrate the Wyoming Business Hall of Fame inductees, recognizing individuals whose achievements in business stand out. Started in 2013, the Wyoming Business Hall of Fame is a cooperative project of the University of Wyoming's College of Business, the Wyoming Business Alliance/Wyoming Heritage Foundation, and the Wyoming Business Council.

Adam Andrzejewski will also give a special keynote. He is the founder and CEO of OpenTheBooks.com, the world's largest private database of public spending which has captured four billion federal, state, and local expenditures. He created OpenTheBooks app and was awarded 'Best Public Policy App' by Web Marketing Association in 2014. Previously, he cofounded HomePages Directories, a \$20 million publisher of community telephone books.

This is a separate event and is not included in the day registration package. Tickets are going fast so make sure to <u>register</u>.





Adam Andrzejewski

SPONSORS

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STEERING COMMITTEE

Management Committee

Fred von Ahrens, Genesis Alkali, WBA Chair | Ernie Skretteberg, McGarvin-Moberly Construction, WBA Vice Chair | Alexandra Wilkinson, Porter, Muirhead, Cornia & Howard, WBA Treasurer | Paul Radakovich, Rocky Mountain Power, WBA Past President | Dave Bell, HUB Insurance Liz Brimmer, Brimmer Communications | Fred Bronnenberg, Groathouse Construction, Inc. | Dan McGlade, Energy Transportation Tim Stubson, Crowley Fleck

Advisors to the Management Committee

Nick Agopian, Devon Energy Erin Taylor, Taylor Strategies and Consulting LLC

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Dr. Robert Aylward, University of Wyoming | Jillian Balow, Wyoming Superintendent of Public Instruction | Eli Bebout, Nucor Drilling | Brent Berg, Cameco Resources | Jerry Blann, Jackson Hole Mountain Resort | Dave Bostrom, Bostrom Enterprises | Dave Bruni, First Interstate Bank | Hank Coe, Wyoming Financial Insurance Inc. | Rick Curtsinger, Cloud Peak Energy | Vickie Diamond | John Dill, Chesapeake Energy | Mark Doelger, B & H, Geologists | Scott Durgin, Peabody Energy | Dennis Ellis, Anadarko Petroleum | Susan Gore, Wyoming Liberty Group | Bob Grady, Gryphon Investors | Harriet Hageman, Hageman Law Office | Lois Herbst, Herbst Lazy TY Cattle Co. | Amity Holland, Wells Fargo Bank | Bob Jensen, Holland & Hart Rick Kaysen, Wyoming Association of Municipalities | Jon Kirkbride, H & K Livestock | Drew Perkins, Wyoming State Senator Gov. Mike Sullivan | Barbara Sessions, Silver Star Communications John Temte, Temte Capital Management | Mary Throne, Throne Law H.A. "Hank" True, True Oil | Paul Ulrich, Jonah Energy John Walsh, Saddlestring Consulting | Peter Wold, Wold Oil Properties, Inc.

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Wyoming Trucking Association

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Sent by wyba@wyomingbusinessalliance.com

From:

Ruth Critchfield

Sent:

Tuesday, October 24, 2017 7:43 AM

To:

Tatum Soto

Subject:

Fwd: Briefing Document for Governor's Sponsor Dinner

Attachments:

VIP Dinner Brief for Governor.pdf

----- Forwarded message -----

From: Cindy Delancey < cindy@wyoba.com>

Date: Mon, Oct 23, 2017 at 9:29 PM

Subject: Briefing Document for Governor's Sponsor Dinner

To: Ruth Critchfield < ruth.critchfield@wyo.gov>

Cc: Sue Akey < sue.akey@wyo.gov >, carol.statkus@wyo.gov , Jill Lovato < jill.lovato@wyo.gov >

Greetings,

Attached, please find a briefing document outlining the guests expected to attend the Governor's Sponsor Dinner associated with the Business Forum. Thank you to all for the help with the event.

Best,CD

--

Ruth Critchfield, Scheduler
Office of Governor Matthew H. Mead
2323 Carey Avenue
Cheyenne, WY 82002
307-777-7435 Phone
307-632-3909 Fax





2017 Governor's Sponsor Business **Forum Dinner**

Staff Contact: Cindy DeLancey 307-331-2115

November 7th, 2017 Governor's Residence VIP Dinner Reception WBA/WHF Contact: Cindy DeLancey, President (307) 331-2115

Reception Start Time: 5:00 p.m. Dinner Start Time: 5:45 p.m. Dinner Concludes: 7:45 p.m.
3:00 p.mLittle America comes to residence to start set up.
4:30 p.mErnie Skretteberg, Vice Chairman of Wyoming Business Alliance & Alexandra Wilkinson, Treasurer of Wyoming Business Alliance arrive as door greeters for evening.
4:45 p.mNed LeDoux heads to residence.
5:00 p.mNed LeDoux and dinner guests arrive (reception starts).
5:15 p.mOpening remarks from Governor Mead and First Lady Carol: Welcome guests and gives an introduction of Ned LeDoux as Special Guest and remarks about the Business Forum and sponsor thank you.
5:25 p.mOpening remarks from Fred von Ahrens about what to expect over the next few days at the Forum, comments on program line up, welcomes special guests: President Nichols, CJ & Laurie Box, Yaron Brook, Adam Andrzejewski, and introduction of Wyoming Business Alliance/Heritage Foundation Executive Committee and Management & Steering Committee members: Susan Gore, Dan McGlade, Jerry Blann, Paul Ulrich, Bob Jensen, and Dave Bruni.
5:30 p.mNed LeDoux departs for Little America for performance at Live the Legend Reception (Ned performs at 6:00 p.m.).
5:45 p.mCocktail reception ends, guests move toward seats.
5:50 p.mDinner service begins (possible remarks from Governor Mead before dinner).
7:45 p.mDinner concludes, group photo by fireplace.
8:00 p.mLittle America breaks down and completes events clean up.

2017 Governor's Business Forum "The Dynamics of Change" November 7-9, 2017 in Cheyenne

Little America Hotel and Resort

Tuesday, November 7
5:30 – 7:00 p.mLive the Legend Reception – Ned LeDoux special performance
5:30 – 7:00 p.mEarly Forum Name Badge Pick Up Available
Wednesday, November 8
7:00 a.mRegistration Opens
8:00 a.mWelcome and Special Introductions: Fred von Ahrens, Chairman, WBA
8:15 a.mOPENING ADDRESS: Governor Matthew H. Mead
8:30 a.mKEYNOTE ADDRESS: Yaron Brook, "Capitalism Without Guilt"
9:00 a.mPANEL: Wyoming's Fiscal Future: Options for a Big State with a Small
Population
10:00 a.mBreak
10:15 a.mWYOMING SUCCESS STORIES: Black Dog Animal Rescue, Silver Spur
Ranches, and Wyoming Machinery Company
11:00 a.mPANEL: Wyoming's Position in a Global Economy: A conversation with
our Canadian Neighbors
11:45 a.mLunch Buffet
12:30 p.mLUNCHEON PANEL: Technology Leading the Way
1:30 p.mFirst Lady's Leaders in Literacy Award
1:45 p.mWYOMING SUCCESS STORIES: Silicon Couloir & Wyoming Sugar Co.
2:15 p.mBreak
2:45 p.mPANEL: How do we Crack the Code in Wyoming?
4:15 p.mPANEL: Not Your Grandparent's Agriculture Industry
5:15 p.mAdjourn and begin Networking Reception
5:15 – 6:00 p.mNetworking Reception for Attendees
5:15 - 6:00 p.mVIP Reception for Major Sponsors with Adam Andrzejewski
6:00 – 7:00 p.mBusiness Hall of Inductee Presentation & Banquet
7:00 - 8:00 p.mBusiness Hall of Fame Banquet Program - KEYNOTE SPEAKER: Mr.
Adam Andrzejewski
Thursday, November 9
7:45 a.mBreakfast Buffets Open Outside Main Ballroom
8:00 a.mStudent Breakfast with Yaron Brook, Teton Room
9:00 a.mPANEL: Budget Session 2018: Is There An Opportunity for Government to
Incorporate More Business Principles While Budgeting?
10:00 a.mPANEL: ENDOW Today for Tomorrow
10:30 a.mBreak
10:45 a.mPANEL: Making Wyoming the Place We Want to Live, Not Just Work
12:00 p.mForum Adjourns

Yaron Brook, Author, Executive Chairman



Company: Ayn Rand Institute

Dr. Brook is an internationally sought-after speaker and debater. He is a national best-seller coauthor as well as a frequent guest on national radio and television. He was a columnist at Forbes.com, and his articles have been featured in the Wall Street Journal, USA Today, Investor's Business Daily and many other publications. Dr. Brook is the host of The Yaron Brook Show, a live BlogTalkRadio podcast. Dr. Brook was born and raised in Israel. He served as a first sergeant in Israeli military intelligence and earned a BSc in civil engineering from Technion-Israel Institute of Technology in Haifa, Israel. He received his MBA and PhD in finance from the University of Texas at Austin.

Brent Berg, President



Company: Cameco Resources

Brent Berg is a master's educated, executive-level, operations management professional with extensive experience providing enterprise-wide leadership and direction to drive the achievement of key operations-related goals and objectives. Mr. Berg received his MBA from the University of Regina. He is an assistant coach for the Casper Amateur Hockey Club.

Dinner Guest: Shawna Praska

Shawna Praska, Director of Human Resources & Admin.



Company: Cameco Resources

Shawna Praska has served as the Director of Human Resources and Administration at Cameco Resources since December 2013. Prior to this, she was the Human Resources Superintendent at Cameco beginning in 2007. Ms. Praska is also the President of the Douglas Youth Hockey Association.

Dinner Guest of Brent Berg

WBA/WHF Contact: Cindy DeLancey, President (307) 331-2115

Erik Rasmussen, Senior Manager of Government Affairs



Company: Charter Communications

Erik Rasmussen is based in Cheyenne and is a member of the Mountain States Government Affairs team for Charter. Mr. Rasmussen works with state and local governmental partners within Wyoming. He also oversees the local franchising across Wyoming. Mr. Rasmussen is a two time graduate of the University of Wyoming where he received both his Bachelor and Juris Doctorate degrees. He was the former Deputy City Attorney in Cheyenne.

Dinner Guest: Charlie Eady

Charlie Eady, Northwest Sales Manager



Company: Spectrum Enterprise

Charlie Eady has been based in Cheyenne for what is now the Spectrum Enterprise business sales division of Charter Communications since 2004. From his Cheyenne office, Mr. Eady is responsible for teams selling business fiber optic solutions in the states of Wyoming, Colorado, Montana, Idaho and Washington. Spectrum Enterprise is a national provider of scalable, fiber-based technology solutions serving many of America's largest businesses and communications service providers. The broad Spectrum Enterprise portfolio includes Internet access, Ethernet access and networks, Voice and TV solutions extending to Managed IT solutions, including Application, Cloud Infrastructure and Managed Hosting Services offered by its affiliate, Navisite. Their industry-leading team of experts work closely with clients to achieve greater business success by providing these right-fit solutions designed to meet their evolving needs.

Dinner Guest of Erik Rasmussen

Theresa Hall, Senior Vice President of Sales



Company: Cigna Healthcare, Mountain States

As Sr. Vice President of Sales for Cigna Mountain States, Theresa leads strategy for both new business and existing business for large commercial and Government & Education Employer sponsored health plans. She also leads various local market initiatives focused on community engagement and improving affordability and personalization of healthcare services. Prior to joining Cigna, Theresa spent 25 years with Great-West Healthcare. She has worked across multiple business units and held leadership roles in Financial Services, Operations, Training and Development, Underwriting and Distribution working in diverse markets such as Denver, Dallas and Las Vegas cultivating relationships and driving business results. Theresa enjoys travel, music, reading, cooking and outdoor activities such as golf and hiking. She holds a Business Degree from the University of Phoenix and is a 2010 graduate Denver Chamber of Commerce Leadership Program.

Dinner Guest: Jim Broski

Jim Broski, Sales Manager



Company: Cigna Healthcare, Mountain States

Jim Broski, CEBS serves as a Senior Client Manager for CIGNA. During his 33 year career he has held new business, account management and sales management roles. Jim spent 16 years with Mutual of Omaha and has been a member of the CIGNA team for 17 years. He graduated from Creighton University in Omaha, NE in 1983. Mr. Broski's current civic involvement includes volunteering as a Junior Achievement instructor for students. For over 14 years Jim played an active role in Boy Scouts.

Dinner Guest of Theresa Hall

Dan McGlade, President

Company: Energy Transportation/ NCSG Crane & Heavy Haul Services



Dan McGlade founded Energy Transportation Inc. in 1985. Energy Transportation was bought in February 2015 by NCSG Crane & Heavy Haul Corp. of Edmonton, Alberta. Mr. McGlade stayed on with NCSG to help manage the transition. Energy Transportation was the 42nd largest crane company in the U.S. and 87th in the world prior to its sale.

Dinner Guest: Teresa McGlade, Spouse

Dave Bruni, Regional President

Company: First Interstate Bank



Dave Bruni is the Wyoming Regional President of First Interstate Bank in Casper. He leads a team of 300 Commercial and Retail Bankers for First Interstate with a focus on commercial & industrial, commercial real estate and consumer lending. Mr. Bruni received his MBA in Finance and General Management from Harvard, and is also an Honors Grad of the University of Michigan. He is an Eagle Scout, kidney donor, and a former Navy Pilot.

Dinner Guest: Jeanne Bruni, Spouse

Fred von Ahrens, Vice President of Manufacturing



Company: Genesis Alkali

Fred von Ahrens is the Vice President of Manufacturing at Genesis Alkali. Prior to the Alkali business being acquired by Genesis (formerly Tronox) in September 2017, Mr. von Ahrens spent nearly 36 years with FMC Corporation. He was asked to lead FMC's worldwide Persulfate & Peracetic Acid business as the General Manager of this growth business. In 2011, Mr. von Ahrens moved to Green River as Manufacturing Director of the Alkali business where he has focused his manufacturing resources on safety, manufacturing excellence and continuous improvement. Mr. von Ahrens holds a B.S. Degree in Mechanical Engineering from the New Jersey Institute of Technology.

Dinner Guest: Susie von Ahrens, Spouse

Robert "Bob" Jensen, Director of Government Affairs



Company: Holland and Hart

Robert Jensen served as both COO and CEO of the Wyoming Business Council between 2004 and 2014, where he successfully oversaw the effort to attach technology companies to Wyoming. His experience includes a 27-year career with Fleischli Oil Company, where he served as president prior to selling the company in 1997. He was also a partner in the 2001 renovation of the Historic Plains Hotel in Cheyenne and most recently a business advisor and consultant working with the Mick McMurry family portfolio of business interests in Southeast Wyoming and Northern Colorado. Mr. Jensen is a 1981 University of Wyoming graduate with a Bachelor of Science degree.

Dinner Guest: Rex Lewis

Rex Lewis, CEO



Company: Puma Steel

Rex Lewis has over 40 years of extensive background in all facets of steel construction including steel fabrication, steel manufacturing, and steel supply. He has served as a board member and in the leadership of the Alliance of Wyoming Manufacturers, he is an ex-officio board member and former Chairman of the American Institute of Steel Construction, past President of the Rocky Mountain Steel Construction Association, past co-Chairman of the Wyoming Business Council, and past Chairman of Cheyenne LEADS.

Dinner Guest of Bob Jensen

Jerry Blann, CEO



Company: Jackson Hole Mountain Resort

Jerry Blann has been the President and Board Member of Jackson Hole Mountain Resort since 1995. Mr. Blann serves on the Jackson Hole Airport Board and is on the Executive Committee of JH AIR. Mr. Blann also serves on the Wyoming Business Alliance and the Teton Village Association, Improvement Service District. He recently served on the National Ski Area Association (NSAA) Board and was Chairman of the Environmental Committee for ten years. Mr. Blann earned his B.S. from University of Denver in 1970 and was on the ski team there for four years. During that time the team won the NCAA championship three times. In 1969, he was named All-American and honored as America's outstanding collegiate athlete. Mr. Blann is married and has four daughters.

Dinner Guest: Melissa Turley

Melissa Turley, Executive Director



Company: Teton Village Association

Melissa Turley worked with a small group of women to create Womentum and its mentoring program, Womentoring. She was elected as Jackson Town Council's sole Councilwoman at the age of 30. Ms. Turley co-founded the Jackson Hole Perinatal Advocacy Project as well. She has served as Chair on the board of the Teton County Commission and six years on the Jackson Town Council. She also owns m.e.t. solutions, a firm through which she performs research, development and event coordination for a variety of local, state and regional nonprofit clients. She arrived in Jackson Wyoming in 1999 with a degree in Journalism from the University of Montana. Ms. Turley has served as President of the board of Girls Actively Participating! and is also a graduate of Leadership Jackson Hole and Leadership Wyoming. She is married with one young son and enjoys teaching at Revolution Indoor Cycling as well as spending her time out on the miles of single-track trail and backcountry ski terrain in and around Jackson Hole.

Dinner Guest of Jerry Blann

Mary Garland, Executive Director



Company: John P. Ellbogen Foundation

Mary Garland is the Executive Director on the Ruth R. Ellbogen Foundation Board. She also serves on the University of Wyoming College of Education Advisory Board (honorary member); University of Wyoming Arts and Science Board of Visitors; Laramie County Community College, Albany Campus Advisory; Cathedral Home for Children Board; and as field support for the Jason's Friends Foundation. Ms. Garland has a marketing degree with a minor in finance from the University of Wyoming and is a 2001 Leadership Wyoming graduate. She was awarded the degree - Doctor of Laws, Honoris Causa - from the University of Wyoming in 2009.

Dinner Guest: Rob Garland, Spouse

Gregg Jones, EVP/Cheyenne President



Company: Jonah Bank

Gregg Jones resides in Cheyenne with his wife, Dorrie, and together they have three children. He began working at Jonah Bank of Wyoming in 2005. Mr. Jones was awarded the 2014 Person of the Year by the Greater Cheyenne Chamber of Commerce. Mr. Jones grew up in Torrington. He graduated from the University of Wyoming in 1978.

Dinner Guest: Mike Williams

Mike Williams, Vice President/ Commercial Lender



Company: Jonah Bank

Mike Williams has been with Jonah Bank since 2008. Prior to this, he worked at Wells Fargo bank as a Vice President/Private Banker. He has also worked for the State of Wyoming as the Deputy Banking Commissioner and a Senior Bank Examiner. He received his B.S. in Finance from the University of Wyoming (1991-95). Mr. Williams currently serves as the Boys & Girls Club of Cheyenne's Vice President and Governance Chair.

Dinner Guest of Gregg Jones

C. Mark Brannum, Vice President, General Counsel & Secretary



Company: Jonah Energy

Mark Brannum has served as the Vice President, General Counsel and Secretary of Jonah Energy since August 2014. Over the course of his 23 year career, he has held senior Legal leadership roles with Magellan Petroleum Corporation, SM Energy and Dallas based business law firm, Winstead, – most recently as the Vice President, General Counsel and Secretary for Magellan Petroleum. He is also a member of the Rocky Mountain Mineral Law Foundation. Mr. Brannum holds a BA in Political Science from Central State University and a JD from the University of Oklahoma.

Dinner Guest of Paul Ulrich

Paul Ulrich, Director of Government Affairs & Regulatory



Company: Jonah Energy

Mr. Ulrich, of Pinedale, has served as the Director of Government Affairs & Regulatory since May 2014. Prior to this, he served as senior advisor at Encana Corporation in the Greater Denver Area from 2007-14. He also served in the U.S. Navy as an Intelligence Specialist from 1990-99.

Dinner Guest: Mark Brannum

Jody Levin, Owner



Company: Levin Strategic Resources

Jody Levin grew up on a ranch near Pinedale. Ms. Levin received her master's in Agricultural Economics from the University of Wyoming in 1998. She is married to Rob Levin.

Ernest "Ernie" Skretteberg, Shareholder/Vice President



Company: McGarvin-Moberly Construction

Ernie Skretteberg is the current Shareholder/Vice President at McGarvin–Moberly Construction Co. since Jan. 2005. Prior to this, he was the Vice President/General Manager at Intermountain Construction & Materials (1998-2005) and the Safety/ Environmental Director at McMurry Ready Mix Company (1985-98). Mr. Skretteberg's interests include his family, golf, fly fishing, bird hunting, reading, sports, and yard work. He is a 1979 graduate of Campbell County High School in Gillette. He studied Geology at Casper College (1979-81) and the University of Wyoming (1981).

Jim Neiman, President and CEO



Company: Neiman Enterprises, Inc.

Jim Neiman is the President and CEO of the third-generation family business Neiman Enterprises. They own four Forest Products facilities: Devils Tower Forest Products, Hulett, WY; Rushmore Forest Products, Hill City, SD; Spearfish Forest Products, Spearfish, SD; and Montrose Forest Products, Montrose, CO. The Neiman Family also owns Neiman 77 Ranches and The Golf Club at Devils Tower, located in Hulett, WY; as well as Spearfish Pellet Company, Spearfish, SD. Mr. Neiman received the SBA award for the Small Business Person of the Year for the State of Wyoming in 1984. He was also inducted into the Wyoming Business Hall of Fame on Nov. 17, 2015. He is a 1974 graduate from the University of Wyoming with a BS degree in Agriculture Range Management and a minor in Business Administration. He and his wife Christy have two grown children.

Dinner Guest: Christy Neiman, Spouse

Danette Welsh, Government Relations Manager for ND, MT & WY



Company: ONEOK

Danette Welsh, manager of government relations for ONEOK, is responsible for state legislative and local policy activities in North Dakota, Montana, Wyoming, Minnesota, and Wisconsin. A native of Woodworth, North Dakota, Ms. Welsh earned Bachelor of Arts degrees in history, political science and music from the University of Jamestown, and a Master's degree in Public Administration from the University of North Dakota. Prior to joining ONEOK, Ms. Welsh worked for the North Dakota Secretary of State and the North Dakota Association of Counties. She is active with various state and national energy industry groups, serves on the boards of the North Dakota Common Ground Alliance and Captains' Landing Township, and is a member of the North Dakota Lobbyists Association and Trinity Lutheran Church. She and her husband Daniel live in Mandan, ND.

Dinner Guest: Matt Micheli

Matt Micheli, Partner



Company: Holland and Hart

Matt Micheli is a member of the Environment, Energy, and Natural Resources group. He has extensive experience with issues regarding mineral development on public lands. Mr. Micheli has been listed in Chambers USA: America's Leading Lawyers for Business and recognized by Super Lawyers as a "Rising Star." He helps clients work with the BLM, the EPA, and the Department of Interior on a variety of environmental matters. He also works with state regulatory agencies to help clients receive and defend permits and navigate the regulatory process. In addition, Matt maintains an active governmental affairs practice, assisting clients with relationships concerning the executive and legislative branches of the Wyoming government. Matt spent eight years at Holland & Hart before leaving in 2010 to serve as General Counsel for a private equity backed technology/oil and gas company. Mr. Micheli received his B.A. in Russian Language and Literature from the University of Wyoming (1995-99), and his J.D. from Brigham Young University Law School (1999-2002).

Dinner Guest of Danette Welsh

Company: OpenTheBooks.com

Adam Andrzejewski, Founder & CEO



Adam Andrzejewski is the founder and CEO of OpenTheBooks.com, the world's largest private database of public spending which has captured four billion federal, state, and local expenditures. He created OpenTheBooks app and was awarded 'Best Public Policy App' by Web Marketing Association in 2014. Previously, he cofounded HomePages Directories, a \$20 million publisher of community telephone books. Most recently, he was a guest on Brian Lamb's hour-long C-SPAN Q&A program on Sept. 10, 2017. He is a contributor at Forbes with two million unique views. His works have been featured on Good Morning America, ABC World News Tonight, USA Today, Boston Globe, RealClearPolitics, CNN, NBC, CBS, and Innovation Nation — a FOX News Special. Mr. Andrzejewski ran for governor of Illinois in the Republican primary in 2010. He holds a B.A. from Northern Illinois University. Mr. Andrzejewski is a runner and has ran in six Chicago Marathons, and is also a lector at St. Isaac Jogues Catholic Church. He is married to Kerry with three daughters in Hinsdale, Illinois.

Dinner Guest: Matthew Tyrmand

Matthew Tyrmand, Deputy Director



Company: OpenTheBooks.com

Matthew Tyrmand currently serves as Deputy Director of American Transparency/OpenTheBooks.com. He grew up in Brooklyn, New York and attended the University of Chicago. After graduating in 2003, he spent his twenties working on Wall Street as a hedge fund portfolio manager where he analyzed and traded healthcare and telecommunications stocks and derivatives. In 2011 he left Wall Street and started his own consulting firm to help small and medium sized enterprises grow their businesses and in 2013 he joined a new 501c3 called American Transparency with the mission of putting all government spending online in one repository called OpenTheBooks.com. Since he joined Mr. Andrzejewski in helping grow this entity, his roles have encompassed public relations, media engagement, strategy, litigation analysis, development, fundraising, coalition building and many other ad hoc responsibilities. Matthew is active in the Polish civil debate and as a private equity investor in Central/Eastern Europe.

Dinner Guest of Adam Andrzejewski

Alexandra Wilkinson, Partner, WYBA Treasurer



Company: Porter, Muirhead, Cornia and Howard

Alexandra Wilkinson graduated in 1992 from the University of the Redlands in Redlands, California with a Bachelor's degree in Business and Management. She started her career as a CPA in San Francisco, before moving to Wyoming in 1997. Ms. Wilkinson is licensed as a Certified Public Accountant in California and Wyoming. Ms. Wilkinson is a shareholder with Porter, Muirhead, Cornia & Howard located in Casper. With over fifteen years as a Certified Public Accountant, Alexandra is also a Certified Fraud Examiner and a Certified Forensic Insurance Specialist.

Cindy Crane, President & CEO



Company: Rocky Mountain Power

Cindy Crane is president and CEO of Rocky Mountain Power. She was appointed to this position in November 2014. Prior to this, Ms. Crane served as vice president of Interwest Mining and Fuels for PacifiCorp Energy. She was responsible for the Energy West and Bridger Coal mine operations, as well as overall coal supply acquisition and management for PacifiCorp's coalfueled generation plants. Ms. Crane joined PacifiCorp in 1990 and served in a variety of positions including vice president of strategy and division services, where she provided leadership in the development of the company's coal supply and renewable energy strategies. Cindy Crane currently serves on the Wyoming Energy Resources Council, the Utah Sports Commission Board, EDCUtah, the National Mining Association, the Utah Mining Association and is a member of the Salt Lake City Chamber of Commerce Board of Directors. Ms. Crane lives in Salt Lake City, Utah, with her husband Don.

Dinner Guest of Paul Radakovich

Paul Radakovich,
Vice President of
Transmission & Distribution
Operations



Company: Rocky Mountain Power

Paul Radakovich, born and raised in Rock Springs, began his career with Utah Power and Light in 1983 after receiving a degree in electrical engineering from the University of Wyoming. During his 33 year career he has held numerous engineering and operations positions and survived three corporate ownership changes. Paul currently resides in Salt Lake City with responsibility for the construction, operation, and maintenance of the transmission and distribution network in the Rocky Mountain Power service territory. He serves as the Chairman of the Wyoming Business Alliance/Wyoming Heritage Foundation. Paul spends much of his free time in the Wyoming outdoors with family and friends.

Dinner Guest: Cindy Crane

Clint Ensign, Senior Vice President



Company: Sinclair Oil Corporation

Clint Ensign serves as Senior Vice President for the Sinclair Oil Corporation where he has worked since 1984. He oversees government relations and represents The Sinclair Companies before the federal government in Washington, D.C., and state and local governments in the western United States. Mr. Ensign also handles other external corporate affairs responsibilities for the petroleum, hospitality, resort, and ranching interests of Sinclair. In 1994, Clint authored Inscriptions of a Nation, a compilation of the inspiring quotations found on the major historic memorials and public buildings in Washington, D.C., which was selected as "Editor's Choice" by the American Heritage magazine. He received a Master's of Business Administration degree from the University of Utah, a Bachelor of Science degree in Finance from Brigham Young University, and has done graduate studies at Georgetown University and at Bowling Green State University. He and his wife Cindy are the parents of four children.

Dinner Guest: Tony O'Brien

Tony O'Brien, General Manager



Company: Little America Hotel & Resort

Tony O'Brien has been the General Manager of The Little America Hotel since July 2015. Prior to this, he held various positions at The Grand America Hotel in Salt Lake City since 2007. Mr. O'Brien received his B.A. in Political Science and Government at the University of Utah. He is a Visit Cheyenne Executive Board Member and is also on the Board of Directors for the Wyoming Lodging and Restaurant Association.

Dinner Guest of Clint Ensign

Tad True, Vice President



Company: Belle Fourche and Bridger Pipeline (True Companies)

Tad True has been the Vice President of Belle Fourche and Bridger Pipeline since 2004. These pipelines are part of True Companies, which was started by his grandfather, H.A. "Dave" True, in 1954. They are headquartered in Casper. Tad True began his career with Arthur Andersen and, following that, became the Director of Finance for Jones Brothers Trucking. Mr. True graduated from the University of Notre Dame in 1997, and received his Bachelor of Business Administration degree focusing on Finance and Computer applications. Currently, he serves on the Board of Directors for the Casper Troopers Foundation, and various industry groups.

Dinner Guest: Jennifer True, Spouse

Scott Wells, Internal Audit



Company: True Companies

Scott Wells was born in Riverside, CA and raised in Eugene, OR. He attended the University of Oregon and Portland State University studying accounting, finance and real estate. After college he worked in KPMG LLP's Portland, OR office where he worked on the audit side for clients like Freightliner, Toshiba, Fujitsu, Lewis & Clark College and Linfield College. While at KPMG he was an Audit Manager and earned his CPA (currently inactive) and Chartered Financial Analyst (CFA) certification. He also spent a couple years working in Silicon Valley during the technology boom and bust as an independent corporate financial consultant. In 2007, Scott became the Internal Auditor at True Companies in Casper. Thea and Scott have four children. Scott is currently on the board of directors and is or has been Treasurer of Wyoming Tax Payers Association, the Dual Language Immersion Parent Committee of Natrona County, Child Development Center of Natrona County, Casper Library Foundation Board and the Skilled Careers Foundation Board.

Dinner Guest: Thea True-Wells, Spouse

Dr. Laurie Nichols, President



Company: University of Wyoming, Office of the President

President Nichols was born and raised in South Dakota. A first-generation college graduate, she received a bachelor's degree in education from South Dakota State University in 1978. She then earned a master's degree in vocational and adult education from Colorado State University in 1984 and a Ph.D. in family and consumer sciences education from Ohio State University in 1988. President Nichols served as Provost and Executive Vice President for Academic Affairs at SDSU from 2009 to 2016. President Nichols began her duties as the University of Wyoming's 26th president May 16, 2016. She and her husband, Dr. Tim Nichols, have two adult daughters.

Dinner Guest: Dr. Dan Maxey or Dr. Tim Nichols

Dr. Dan Maxey, Chief of Staff



Company: University of Wyoming, Office of the President

Dr. Dan Maxey began working as the Chief of Staff for UW's President Nichols in September. He is a solutions-focused professional with nearly ten years of experience in academic affairs, student services, and higher education policy research and analysis, as well as six years of high-level project management experience in the private sector. Prior to coming to the University of Wyoming, he worked as Provost's Fellow in the Office of the Provost at Santa Clara University for two years. Dr. Maxey received his Ph.D. in Urban Education Policy from the University of Southern California in 2015.

Dinner Guest of Dr. Laurie Nichols

Shannon Smith, Executive Director



Company: Wyoming Humanities Council

Shannon Smith has worked as Executive Director for WHC since July 2013. She holds a BA in computer science and an MA in history, both from the University of Nebraska. She taught at Oglala Lakota College for seven years on the Pine Ridge Indian Reservation in South Dakota and writes extensively about western history and women's history and American Indian history. Prior to her academic career, Shannon spent nearly two decades in the software industry in New York City, Boston, Los Angeles, and Denver.

Dinner Guest: Nish Goicolea

Ignacia "Nish" Goicolea, Board Chair



Company: Wyoming Humanities Council

Nish Goicolea was elected to the board in 2012. A Wyoming native with Basque heritage, Nish holds a master's degree in Spanish foreign languages and literature from the University of Nevada-Reno. She is currently working on her doctorate in Educational Leadership and Higher Education from the University of Nebraska-Lincoln. She has studied abroad at the Universidad de Complutense in Madrid, Spain and the Universidad del Pias Vasco in San Sebastian, Spain. Nish is an assistant professor of Spanish for Western Wyoming Community College (WWCC), where she has worked since 2006. She also partners with WWCC to facilitate foreign language online courses and instruction in rural areas across Wyoming.

Dinner Guest of Shannon Smith

Susan Gore, Founder



Company: Wyoming Liberty Group

Susan Gore's enthusiasm for Wyoming's founding principles led her to start Wyoming Liberty Group in 2008. Together with a few friends, she set out to provide well researched information and innovative policy solutions in issues key to quality of life. Her optimism regarding the potential of individuals and lively communities comes in part from her background in the pioneering high tech manufacturing culture of her family company, W.L. Gore & Associates. Ms. Gore received her Master's Degree from Norwich University.

Dinner Guest: Jonathan Downing

Jonathan Downing, CEO



Company: Wyoming Liberty Group

Prior to his employment with the Wyoming Liberty Group, Jonathan Downing held leadership positions with the Wyoming Mining Association and Wyoming Contractors Association. Mr. Downing previously worked for the Wyoming House of Representatives, Governor Jim Geringer, U.S. Senator Mike Enzi, former Secretary of State and State Treasurer Joe Meyer and the Wyoming Department of Workforce Services. He has served as an advisor to a number of Wyoming leaders. He holds Finance and Master of Business Administration degrees from the University of Wyoming. Throughout Mr. Downing's career he has served on the Board of Directors of several organizations, demonstrating an ability to strategically manage public policy issues, government relations and grant programs. He has been a volunteer for a number of charitable non-profit organizations.

Dinner Guest of Susan Gore

Michele Chulick, CEO



Company: Wyoming Medical Center

Michele Chulick is President and CEO of Wyoming Medical Center in Casper, Wyoming. She has worked in health care for over 35 years. Most recently, she served as President of the Ventures Division of Children's Health System of Texas (CHST), a healthcare system with 616 beds and revenue of over \$1.6 billion annually. Prior to CHST, Ms. Chulick was the Chief Operating Officer for the Hospital Division of The University of Miami Health System (UHealth), an academic medical center serving South Florida, and the Caribbean. Ms. Chulick has a Bachelor of Science degree in nursing from Duke University and a Masters of Business Administration with a concentration in finance from Wayne State University in Detroit.

Dinner Guest: Mary Lynne Shickich

Mary Lynne Shickich, Owner



Company: Shickich Strategies

Mary Lynne Shickich is a third generation Wyoming native from Casper. For the past twenty years, she has served numerous government and public relations leadership roles both at the state and federal levels. She currently serves as the Health Policy and Community Integration Director for the Wyoming Primary Care Association. Prior to this, she served as the Vice President of External Affairs, Community Relations and Hospital Foundation at the Wyoming Medical Center in Casper. She also has served as the Senior Vice President at the Wyoming Hospital Association and as the National Grassroots Project Director at the American Hospital Association in numerous locations around the United States including Washington, D.C. In her free time, she enjoys being outdoors.

Dinner Guest of Michele Chulick

Company: XTO Energy Inc./Exxon Mobil Corporation

Gregory "Greg" Pulliam, Public and Government Affairs Manager

> PHOTO UNAVAILABLE

Greg Pulliam is the Public and Government Affairs Manager for XTO Energy Inc, Western Division. He is responsible for both managing and representing XTO and ExxonMobil interests in state legislatures and also for stewardship of all media, communications and community relations in the Western U.S. Mr. Pulliam commenced his career with ExxonMobil in 2000 at the ExxonMobil Development Company as Public Affairs Advisor for Europe, Africa and Russia. He then became Public and Government Affairs Manager for ExxonMobil's \$4 billion Chad-Cameroon Pipeline Project, spent three years as ExxonMobil's Public and Government Affairs Manager in Alaska, and spent three years at ExxonMobil's corporate headquarters in Irving, TX, where he served as the corporation's Climate Change Issue Coordinator and then Corporate Integrated Public Affairs Manager. Following this assignment, Mr. Pulliam was named Africa/Asia-Pacific Public and Government Affairs Manager for the ExxonMobil Production Company. In 2013, Mr. Pulliam left ExxonMobil to become Vice President of Government Affairs at Cloud Peak Energy in Denver, CO. In 2015, he returned to ExxonMobil to assume his current role at XTO Energy, which became a wholly owned subsidiary of Exxon Mobil Corporation following a \$40 billion acquisition. Greg received a BS in Planning, Public Policy and Management from University of Oregon in 1994. He received his Master degree from The LBJ School of Public Affairs at The University of Texas at Austin in 2000. Greg lives in Colorado with his wife, Jennifer, and two children, Madison and Eli.

C.J. Box, Author



C. J. Box is the #1 New York Times bestselling author of 22 novels including the Joe Pickett series. He won the Edgar Alan Poe Award for Best Novel as well as the Anthony Award, Prix Calibre 38 (France), the Macavity Award, the Gumshoe Award, two Barry Awards, and the 2010 Mountains & Plains Independent Booksellers Association Award for fiction. He was recently awarded the 2016 Western Heritage Award for Literature by the National Cowboy Museum and the Spur Award from Western Writers of America for Best Contemporary novel. The novels have been translated into 27 languages and have been optioned for film and television. He and his wife Laurie split their time between their small ranch in Wyoming and a home in Cheyenne.

Dinner Guest: Laurie Box, Spouse

Ned LeDoux, Country-Western Musician



In country music, a last name like LeDoux casts a big, storied and bittersweet shadow, but it's one Ned LeDoux doesn't mind standing in one bit. Having been a drummer in his dad Chris' band Western Underground since 1998, Ned knew from an early age that he had "no plan b" but to play music, "Once I got the taste of the road, and being in front of a crowd and just the sound of it, it was...freedom." When his dad passed away in 2005, Ned continued to tour with his father's band to keep the musical spirit of Chris LeDoux alive. This drove him to pick up the guitar and try his hand at some of his dad's songs. It started with "Rodeo Man," and before long Ned had a whole catalogue of his father's early hits ready to play. When the other band members heard Ned's voice, he found himself front and center singing at the shows. In July of 2015, Ned traveled to Nashville and met up with Mac McAnally. Mac produced Chris' last two studio records and wrote his hit "Horsepower," so the collaboration with Ned was a natural fit and lead to the first new Chris LeDoux co-writes in nearly two decades. Eventually Ned plans to release an album of new material and include a few of his dad's songs re-recorded in his own style as a tribute. For the last year, Ned has been steadily touring and opening for acts like Toby Keith, Chris Janson, Aaron Watson and Randy Houser.

Mike McGrady

Sent:

Friday, November 17, 2017 2:45 PM

To:

Kari Grav

Subject:

Fwd: Citizen Complaint, North Antelope-Rochelle Mine, PT-0569

Attachments:

2017-11-17 Complaint North Antelope-Rochelle Right of Entry.pdf

Below is what I sent to Mary Jo Rugwell about the attached WildEarth Guardians' citizen complaint letter that I mentioned to you. DEQ is looking into this, but will wait to be contacted by OSMRE before doing anything.

Mike McGrady

Policy Advisor Office of Governor Matt Mead 2323 Carey Avenue Cheyenne, WY 82002 307-777-2083

----- Forwarded message -----

From: Mike McGrady < mike.mcgrady 1@wyo.gov>

Date: Fri, Nov 17, 2017 at 10:46 AM

Subject: Fwd: Citizen Complaint, North Antelope-Rochelle Mine, PT-0569

To: "Rugwell, Mary" < mrugwell@blm.gov>

Mary Jo,

I hope you travels were uneventful. I wanted to bring to your attention the attached citizen complaint filed today by WildEarth Guardians and the Sierra Club with the Office of Surface Mining Reclamation and Enforcement. They allege that, because the BLM Wyoming High Plains District Manager signed Peabody's North and South Porcupine federal coal leases, the leases were not signed by someone with delegated authority and lack any legal force or effect. Therefore, they claim that Wyoming DEQ's mining permits are not valid. They are asking OSMRE to issue a mining cessation order.

Wyoming obviously does not want to see the mining stop.

Mike McGrady

Policy Advisor Office of Governor Matt Mead 2323 Carey Avenue Cheyenne, WY 82002 307-777-2083 ----- Forwarded message -----

From: Todd Parfitt <todd.parfitt@wyo.gov>

Date: Fri, Nov 17, 2017 at 10:15 AM

Subject: Fwd: Citizen Complaint, North Antelope-Rochelle Mine, PT-0569

To: andrew kuhlmann <andrew.kuhlmann@wyo.gov>, Mike McGrady <mike.mcgrady1@wyo.gov>

Cc: Alan Edwards <alan.edwards@wyo.gov>

fyi

----- Forwarded message -----

From: Jeremy Nichols <inichols@wildearthguardians.org>

Date: Fri, Nov 17, 2017 at 9:49 AM

Subject: Citizen Complaint, North Antelope-Rochelle Mine, PT-0569

To: David Berry document-gov, todd.parfitt@wyo.gov, kyle.wendtland@wyo.gov

Cc: "Fleischman, Jeffrey" < ifleischman@osmre.gov>, Shannon Hughes < shughes@wildearthguardians.org>,

Mike Scott <mike.scott@sierraclub.org>

Attached, please find a citizen complaint regarding apparent violations of surface coal mining laws and regulations at the North Antelope-Rochelle coal mine, Permit No PT-0569, in Campbell County, Wyoming. Hard copies have also been sent via certified mail. Please contact us with any questions or concerns. Thank you.

Sincerely,

Jeremy Nichols



Todd Parfitt Director Department of Environmental Quality NOTE NEW ADDRESS 200 W. 17th St. 4th Floor Cheyenne, WY 82002

307-777-7937 todd.parfitt@wyo.gov

E-Mail to and from me, in connection with the transaction of public business, is subject to the Wyoming Public Records Act and may be disclosed to third parties.

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Mike McGrady

Sent:

Tuesday, January 16, 2018 5:06 PM

To:

Tatum Soto

Cc:

Kari Jo Gray; Marykay Hill; Carol Statkus; David Bush

Subject:

Pressbook updates

Attachments:

2018-01-16 McGrady Press Book Update.docx

Tatum,

Attached are my updates to the Press Book. The federal natural resource litigation spreadsheet has not changed, so I have not included it with this email.

Here is a link to the Press Book document: N:\NATURAL RESOURCES\McGrady\PressBook\2018-01-16 McGrady Press Book Update.docx

Please let me know if you need anything more.

Mike McGrady

Policy Advisor Office of Governor Matt Mead 2323 Carey Avenue Cheyenne, WY 82002 307-777-2083

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Mike McGrady

Policy Advisor
Office of Governor Matt Mead
2323 Carey Avenue
Cheyenne, WY 82002
307-777-2083

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Natural Resource Litigation

Mike McGrady January 16, 2018

Attached is the updated version of the federal natural resource litigation list.

Recent notable case events include:

Fracking Appeal. Wyoming originally filed a petition for review of the BLM's fracking rule in 2015, after the rule was published in the federal register. Wyoming was successful in getting the rule enjoined and the District Court ultimately ruled in Wyoming's favor by finding that the BLM lacked statutory authority to issue the rule. The 10th Circuit on appeal did not disagree or otherwise overrule the District Court. However, because the BLM under the new administration signaled that it was going to rescind the rule, the 10th Circuit determined that the appeal was prudentially moot. The 10th Circuit ordered the District Court to vacate its opinion to take it off the books and dismiss the case without prejudice. However, at that time, the BLM had not rescinded the rule, so the effect of the 10th Circuit's decision would have meant that the rule would go into effect between the time that the 10th Circuit issued its mandate and the time when the BLM officially withdrew the rule. Wyoming and the other appellees asked the 10th Circuit to reconsider its ruling or fix this timing issue. On December 27, 2017, the 10th Circuit denied Wyoming's request to reconsider its ruling, but ordered that its mandate would not issue until January 12, 2017, giving the BLM time to rescind the rule before the mandate is issued. The BLM rescinded the fracking rule on December 29, 2017. Now we wait to see which environmental groups and states sue to reinstate the rule.

WWP challenge to 2015 sage-grouse RMP Amendments case. The BLM filed a status report in the WWP v. Schneider case before Judge Winmill, as required by the stay of the litigation. The BLM explained the process that the agency has conducted to review the sage-grouse RMPs and the latest Notice of Intent to start the scoping process for reviewing the RMPs. The BLM has suggested that the Court should continue the stay while the process plays out. However, WWP opposed delaying the case. The BLM and WWP have agreed to let the Notice of Intent process play out until late January and, if the issues are not resolved, they will work on a litigation plan for moving the case forward. It is unlikely that the issues will be resolved by January.

Data Trespass Statute case. Magistrate Rankin held a pre-trial conference on October 30, 2017. He denied Wyoming's request for a third opportunity to file a motion to dismiss the case, this time based on the 10th Circuit's ruling from earlier this fall. The latest case schedule has discovery ending February 23, 2018 with briefing on motions for summary judgment ending by June 15, 2018.

Grizzly bear delisting cases. Five cases have been filed in the U.S. District Court for the District of Montana before Judge Christiansen who has consolidated them into one action. One additional case has been filed by Mr. Aland in the Northern District of Illinois. Wyoming has officially intervened in the cases in Montana to defend the delisting decision. The United States has filed a motion to transfer the Aland case to Montana, so Wyoming will wait to seek intervention in that case until the transfer motions is resolved. Montana is still considering

whether to intervene in the cases. Idaho has intervened. The Fish and Wildlife Service has filed a notice in the Federal Register asking for comment on how the D.C. Circuit decision in the Great Lakes wolf case impacts the grizzly bear delisting rule. Because of this, the United States has asked for the cases to be stayed while that ancillary process plays out. Undeterred, the Plaintiffs on January 8, 2017, filed a motion for summary judgment on its second claim in the case arguing that the D.C. Circuit case controls and that the grizzly bear delisting decision must be vacated and remanded back to the Service. The Service will either ask the Court to stay this motion pending the review announced in the Federal Register, or ask for a 60 day extension to respond to the motion.

Wyoming/Utah/Colorado O&G leasing case. WildEarth Guardians is challenging the BLM's oil and gas leasing program, arguing that the agency must issue a supplemental environmental impact statement to update the program analysis on climate change. This is similar to the case where the environmental groups are pushing for a supplemental EIS for the federal coal program. On September 22, 2017, Wyoming and the United States files motions for summary judgment and responses in opposition to WildEarth Guardians' claims. Wyoming filed reply brief is due January 10, 2018. No hearing has been scheduled.

BLM Venting and Flaring case. Wyoming challenged the BLM's regulation of venting and flaring from existing oil and gas sources because the BLM is attempting to regulate an activity that falls under the purview of the EPA and the states through its primacy program. Wyoming already has a program that adequately regulates these emissions and the BLM's regulations impose an additional, unnecessary regulatory burden on the industry. Wyoming was not successful in obtaining an injunction and the case was stalled while the new administration works to revise or rescind the rules. The case was renewed when Wyoming filed its merits brief on October 2, 2017. However, several things occurred that have thrown off the case schedule once again. The BLM published in the Federal Register notice of a rule to suspend the compliance deadlines contained in the venting and flaring rule while the agency works to revise or rescind the rule. The BLM filed a motion to dismiss the case or, in the alternative, hold the case in abeyance. Wyoming then asked the BLM to withdraw its motion to dismiss and, instead, ask the Court to stay the case while the BLM works to revise or rescind the rule. The BLM agreed, revised its motion, and Wyoming, Montana, Western Energy Alliance, the Independent Petroleum Association consented to the BLM's request. Montana and Texas opposed. On December 29, 2017, Judge Skavdahl granted the BLM's motion to stay the case. In his Order, Judge Skavdahl recognized that California, New Mexico and several environmental groups have challenged the BLM's suspension of the compliance deadlines, arguing that it violated the Administrative Procedure Act. The BLM has asked the California court to transfer that case to the District of Wyoming. However, that is not likely to occur for a number of reasons. Judge Skavdahl's stay remains in place until December 1, 2018, when the BLM anticipates it will be done reviewing the rule. He has required the BLM to provide updates every 45 days, and left open the opportunity for a party to ask for the stay to be lifted.

Alkali Feed Ground case. Plaintiffs are challenging the supplemental feeding of elk as unnaturally impacting the elk herd. The United States has filed a motion to transfer the case from D.C. to Wyoming federal court, which was granted. Wyoming has successfully intervened in the

case now that it has been transferred to the District of Wyoming. The parties are working on a case schedule at this point.

Buffalo RMP case. On August 18, 2017, Wyoming filed a response in opposition to a motion for summary judgment in a lawsuit challenging the Bureau of Land Management's compliance with the National Environmental Policy Act in relation to the Buffalo, Wyoming Resource Management Plan. Several environmental groups allege that the Bureau failed to adequately consider climate change in the agency's analysis of oil, gas, and coal in the RMP amendment. The United States filed a reply brief on September 29, 2017 and Wyoming will file its reply brief on October 6, 2017. The Court held oral argument in Great Falls, Montana on November 2, 2017. Erik Petersen argued for Wyoming. We wait for the Court to rule.

TAS/ Reservation Boundary case. On Monday, July 10, 2017, the Northern Arapaho Tribe and the Eastern Shoshone Tribe each filed petitions for rehearing en banc. The EPA did not file a petition. Even though the EPA did not file a petition for rehearing en banc that does not mean that the EPA will also forego filing a petition for writ of certiorari later on, or actively oppose cert petitions filed by the Tribes. On August 30, 2017, Wyoming filed a brief in response to the Tribes' petition for rehearing en banc and the Wyoming Farm Bureau Federation filed a similar brief on August 31, 2017. The 10th Circuit denied the request for rehearing teeing this case up for potential review by the U.S. Supreme Court. The Tribes have until February 5, 2017, to file a petition for writ of certiorari. By March 7, 2017, Wyoming will respond opposing further review by the Supreme Court. The Tribes may file a reply brief. Either way, the Clerk will distribute the petition, response and reply to the Justices by March 21. 2017. Then we wait for the Court to decide whether to take the case or not.

Until the case is fully and finally resolved, Wyoming should continue to operate as it has during the course of the litigation under the EPA's stay. State agencies should continue to reference the boundaries of the Reservation on file with the Office of State Lands and Investments and continue to operate as they have in the past when dealing with jurisdictional issues that arise on the Reservation.

WOTUS challenge. The U.S. Supreme Court agreed to hear the appeal from the 11th Circuit over whether the Circuit Courts or the District Courts are the appropriate venue under the Clean Water Act. The Supreme Court has denied an attempt to place the case on hold while the Trump Administration works on withdrawing the rule through the APA process. The Court held oral argument on October 11, 2017.

In the meantime, the 6th Circuit has stayed the WOTUS litigation that constitutes the main case addressing the merits while the Supreme Court addresses the jurisdictional/venue question. Wyoming was part of the coalition of states before the 6th Circuit and Wyoming also filed in the North Dakota District Court. Wyoming joined a brief on April 27, 2017, from a coalition of states before the Supreme Court arguing that the District Courts are the appropriate venue. The stay of the rule remains in place while the jurisdictional/venue issues are sorted out. On February 28, 2017, President Trump issued an executive order directing the EPA and Army Corps of Engineers revise the rule to align with Justice Scalia's opinion in the *Rapanos* case. That process under the APA will take years. Therefore, it may not impact the ongoing litigation.

Clean Power Plan litigation. The litigation addressing the Clean Power Plan is divided up into two cases, one addressing existing sources under Clean Air Act § 111(d) and the other addressing new sources under § 111(b). The § 111(d) case is fully briefed and was argued to an *en banc* panel of the D.C. Circuit last fall. The § 111(b) case is fully briefed, but no argument has occurred. The D.C. Circuit has decided to hold both cases in abeyance while the Trump administration goes through the process to rescind or modify the rule. The EPA in early October started the formal process to repeal the rule, which remains ongoing. The EPA must update the Court periodically on its progress.

Challenge to the BLM's coal leasing program. Last year, Western Organization of Resource Councils appealed from the D.C. District Court's decision finding that the agency is not required to conduct a Programmatic Environmental Impact Statement to analyze the federal coal program's impact on climate change. Wyoming intervened in the case and won its motion to dismiss, which is the subject of the appeal. However, the appeal before the D.C. Circuit Court was stayed on account of the coal leasing moratorium issued by Secretary Jewell. Recently, Secretary Zinke lifted the coal moratorium. This case is now back on track before the D.C. Circuit and WORC filed its' opening brief on July 25, 2017. The BLM's response brief has been filed, Wyoming's response brief is due December 6, 2017, and WORC reply brief is due December 20, 2017. At that point, the parties will submit an appendix for the appeal, and resubmit their briefs on January 10, 2018, with citations to the final appendix. Then, the case will be ripe for oral argument.

Challenge to Lift of Coal Moratorium. The day that Secretary Zinke issued a Secretarial Order lifting the coal leasing moratorium, several environmental groups filed suit challenging that action in the United States District Court for the District of Montana. Wyoming has intervened in the litigation. A separate challenge was filed by several west coast states, also in Montana. The Montana Court has consolidated the two cases.

Wright Area Coal Lease case. In 2012, several interest groups filed a legal challenge in the District of Wyoming, alleging that the United States Bureau of Land Management violated the National Environmental Policy Act (NEPA) when the Bureau issued several coal leases in Wyoming. Specifically, the interest groups alleged that the Bureau failed to sufficiently consider the climate change impacts of granting those leases. The United States District Court for the District of Wyoming rejected these arguments. The interest groups appealed. On September 15, 2017, the United States Court of Appeals for the Tenth Circuit overturned the lower court decision and remanded the matter back to the Bureau for further NEPA analysis. While the Tenth Circuit recognized that Wyoming argued and "vigorously asserted at oral argument" that the Bureau's environmental analysis was sound, the Court found that the Bureau did not adequately support the conclusions it arrived at in its environmental analysis in the agency's administrative record. Notably, the Tenth Circuit did not vacate any of the leases, as the interest groups wanted, meaning that the decision had no "on the ground" effect on mining activity. Accordingly, the Bureau will now have to shore up its analysis to retroactively support its decision. Judge Johnson has remanded the decision back to the agency without vacatur to redo its analysis and has retained jurisdiction over the case. The BLM has indicated that it will conduct an environmental analysis to address the narrow issue on remand. Undeterred, the Plaintiffs have filed a motion

asking for the Court to set up a schedule for it to argue what the remedy should have been. Wyoming will oppose that motion.

Herera Tribal hunting rights case. Mr. Herrera is a Crow Tribe member and resident of Montana who took an elk out of season and without a license in the Big Horn Mountain of Wyoming. He has made several unsuccessful attempts to challenge his misdemeanor poaching conviction in the Wyoming state courts. He has now filed a petition for a writ of certiorari with the U.S. Supreme Court, arguing that he has a right to hunt on the unoccupied portions of the forest that were part of the Tribe's traditional hunting grounds because the 1868 Treaty of Fort Laramie preserved for him that right. The Wyoming Attorney General's Office filed a response in opposition to Mr. Herrera's petition. The U.S. Supreme Court has asked the United States Solicitor General to weigh in on Mr. Hererra's petition. The Wyoming Attorney General's Office will work to educate the Solicitor and various federal agencies about the problems that allowing unregulated hunting will have on game species and the State's management of those species. This office will contribute to that effort too.

Jordan Cove case. The company looking to develop a liquefied natural gas export terminal at Jordan Cove in Oregon is back before the Federal Energy Regulatory Commission. Wyoming has intervened in the matter to preserve its litigation options once FERC rules.

Water Testing, Sampling Mike McGrady January 16, 2018

In the Pavilion matter, the Wyoming Department of Environmental Quality and the Wyoming Oil and Gas Conservation Commission are working to address the action items each identified in the final report on ground water issues. This will take the agency some time to work through. Encana has agreed to extend the bottle water service it provides to a few residents.

On September 22, 2017, the Powder River Basin Resource Council and John Fenton sent a letter to the BLM asking for an update on the process for plugging and abandoning wells. They expressed concern for some of the pressure readings at the wells and the discovery of some well casing corrosion. Additionally, they asked for an update on the investigation by BLM into pit and field contamination in the Pavillion area. The BLM is preparing a response, as is Mark Watson for the Wyoming Oil and Gas Conservation Commission.

Coal Leasing

Mike McGrady January 16, 2018

Coal Zeitgeist

Contura is selling its Eagle Butte and Belle Ayr mines to Blackjewel, a small private company based in West Virginia that has primarily operated in the thermal coal market. Eagle Butte employs a little over 300 miners and Belle Ayr mine employs 236 miners. Both the Eagle Butte and the Bell Ayr mines produce lower-heat coal when compared to other mines in the Powder River Basin, making them less competitive. Clark Williams-Derry, an analysis for the Sightline Institute, said of Contura's sale: "The real point of this transaction is to dup underperforming mines, shed long-term cleanup liabilities, and free up cash that had been tied up as collateral for mine reclamation." Blackjewel is new to Wyoming, having only recently registered with the Secretary of State. The companies will need to work with the Wyoming Department of Environmental Quality to transfer the mining permits. Contura remains liable to the State for the mines until that transfer is complete. The transfer will include all of Contura's reclamation obligations.

Coal companies in the Power River Basin are adjusting to the new normal that is moving away from long term contracts to spot pricing, which is more variable. Some analysists believe that we will see more private firms and hedge funds taking on mines because they are better positioned to handle the market risks and are more nimble than the large coal companies that currently operate most of the mines in the United States.

Coal Leasing

On July 28, 2017, the BLM published in the Federal Register a notice of the agency's intent to prepare an environmental impact statement for the West Antelope 3 coal lease. The scoping comment period closed on September 29, 2017. The Powder River Regional Coal Team recommended the lease-by-application on January 27, 2016, just before Secretary Jewell issued her Order to pause the federal coal leasing program. The West Antelope 3 tract includes approximately 441 million tons of federal coal and is considered a maintenance tract that will support continuing coal mining operations at the Antelope Coal Mine owned by Antelope Coal, LLC, a subsidiary of Cloud Peak Energy. Wyoming will serve as a cooperating agency pursuant to an MOU signed with the BLM.

Peabody Caballo Mining, LLC submitted an application requesting a leas modification for the Rawhide Mine. The requested modification consists of adding a 291 acre tract to the Rawhide lease. Public scoping ended on February 17, 2015. The BLM is still working on creating a preliminary draft Environmental Assessment.

North Antelope Rochelle Mine

On November 21, 2017, WildEarth Guardians and the Sierra Club filed a complaint with the Office of Surface Mining Reclamation and Enforcement, arguing that the Wyoming DEQ improperly issued a coal mining permit revision in 2013 for Peabody's North Antelope Rochelle Mine. It alleged that the wrong person within the BLM signed the original coal lease based on recent precedence out of the Interior Board of Land Appeals, therefore, Peabody was mining

without a valid permit, Wyoming should have known that, and Wyoming's decision to approve the permit revision violated the Surface Coal Mining Reclamation and Enforcement Act. On December 22, 2017, the Denver Field Division Chief rejected WildEarth Guardians' complaint, finding that WildEarth Guardians and other groups already challenged the lease in question before the Interior Board of Land Appeals, the District Court of Wyoming and the 10th Circuit Court of Appeals, without raising this latest claim. He determined that this latest attempt was an improper collateral attack. Further, he found that Wyoming is not in a position to question the validity of the BLM's lease. Instead, Wyoming can rely on the lease issued by a federal agency. WildEarth Guardians has until January 22, 2018, to seek an informal review from the Regional Director.

Jim Bridger Coal Mine

On January 12, 2018, WildEarth Guardians filed a similar citizen complaint with the Office of Surface Mining Reclamation and Enforcement over the Jim Bridger Coal Mine. They make the same allegations as with the North Antelope Rochelle Mine, despite the fact that OSMRE rejected those claims.

Coal Ports Mike McGrady January 16, 2018

On September 26, 2017, the State of Washington's Department of Ecology denied Millennium Bulk Terminal's application for a 401 water quality certification. Millennium needs the permit for its coal port. The Department of Ecology made the decision based on the State's environmental impact statement. Its press release said the Washington Department of Ecology denied the permit because the coal export terminal near Longview would have caused significant and unavoidable harm to nine environmental areas: air quality, vehicle traffic, vessel traffic, rail capacity, rail safety, noise pollution, social and community resources, cultural resources, and tribal resources. The Company has since appealed the decision to a state administrative board and protectively filed an action in state court.

On October 24, 2017, the Washington Department of Natural Resources denied Northwest Alloys' request to exercise its Aquatic Lands Lease to make improvements to the terminal that will support the Millennium coal export project. Northwest Alloys earlier this year attempted to transfer its existing Aquatic Lands Lease to Millennium, but the State denied that request. The State denied the most recent attempt to use the lease because it claimed that the request was inconsistent with the Lease terms and the application did not provide enough information. Additionally, the State denied the request because the construction could not happen without the Department of Ecology's 401 certification or the Lease transfer to Millennium. The denial was without prejudice, meaning that the company could reapply if it got the 401 certificate and lease transfer worked out, plus provided additional information that the State claims was missing.

Three days later, on October 27, 2017, the Washington Superior Court ruled that the Washington Department of Resources improperly denied Millennium Bulk Terminal's request to sublease the land from Northwest Alloys. Unless the agency appeals, they will be required to take another look at the sublease request. Issuing the sublease will only address one of the major issues impeding development of the coal port.

On January 3, 2018, Lighthouse Resources filed suit in Washington federal district court against several Washington state officials including Governor Inslee, arguing that the State of Washington's efforts to deny them a coal port at Millennium violates the United States Constitution and several federal laws that regulate interstate and international commerce. The Wyoming Attorney General's Office is reviewing the complaint and is developing recommendations for the State of Wyoming's potential participation in that case.

Coal reclamation bonding

Mike McGrady January 16, 2018

The Wyoming Department of Environmental Quality, Land Quality Division is reevaluating its financial surety regulations for coal and non-coal entities. At this point, they have met with the Wyoming Mining Association, the Wyoming Contractors Association, the Wyoming Outdoor Council, the Powder River Basin Resource Council, the Sierra Club, the Wyoming Outdoor Resource Council and the Nature Conservancy. Todd Parfitt and Kyle Wendtland presented a primer to the Land Quality Advisory Board and to the Joint Minerals Committee. The agency's next step is to draft rules and regulations and identify any statutory changes that may be required.

The agency is considering consolidating the coal regulation chapters that address financial instruments and doing the same thing for the non-coal regulations. They will evaluate the lessons learned from the recent bankruptcies and work towards identifying ways to temper the risk levels that come with each financial instrument to lower the risk bar to the Sate of Wyoming while providing sound and reasoned economic solutions to the industry.

DEQ Press Release:

On November 6, 2017, the Office of Surface Mining Reclamation and Enforcement (OSMRE) recognized four Wyoming mining companies with the "Good Neighbor Award".

The four Wyoming coal mine operators recognized are Arch Coal, Cloud Peak Energy, Kiewit Mining Group, and Peabody Energy. The Good Neighbor Award is given to mine operators for successfully working with the community while completing mining and reclamation operations that benefit the state and the nation.

The mine operators coordinated this effort in cooperation with the Thunder Basin Grasslands Prairie Ecosystem Association. The association is a private non-profit organization dedicated to a responsible and balanced, science-based approach to the long-term management of members' lands. Current membership includes 22 livestock/agricultural producers and ten Wyoming Surface Coal Mines as well as three associate members.

"This award recognizes the outstanding and ongoing efforts of Wyoming's coal industry to be a good neighbor and steward. Partnering with the ranching and business communities and working collaboratively is clearly in the best interest of our state," said Travis Deti, Wyoming Mining Association executive director. "Our reclamation and environmental stewardship are world class, and we can all be proud of the men and women who work so hard to make this happen."

A few of the highlights of this joint effort between industry and the agricultural members of the association over the past 17 years include: a long term plan to enhance sagebrush grassland habitat for sage-grouse and associated key species; implementation of land management practices (prescribed grazing practices, prescribed fire, herbicide application, interseeding, and advanced reclamation techniques) to protect and enhance habitat from invasive plant species

such as cheatgrass; completed extensive geographic mapping of approximately 70,000 acres of black-tailed prairie dog colonies on the Thunder Basin National Grassland (TBNG) in cooperation with the United States Forest Service (USFS); enhancement and improvements in water management that include conversion of windmill pump systems to solar based units and enhancement of green areas for sage-grouse brood rearing; and the association has conducted outreach and hosted workshops on shrub establishment and state of the art reclamation practices with agricultural and government agencies. The association continues to contribute research support to help guide current and future land management decisions in the Powder River Basin.

"This cooperative long-term effort between stakeholders is a best management practice example of how Wyoming can develop and reclaim resources with competing interests in a balanced manner that benefits the state," said Kyle Wendtland, Land Quality Administrator. "The membership of the association should take great pride in their efforts and the cooperative manner they have engaged all stakeholders."

Sage-grouseMike McGrady
January 16, 2018

WGFD Press Release, December 18, 2017

New data on the Wyoming sage grouse population reveals bird numbers will likely decline in the coming year based on an analysis of sage grouse wings provided by hunters.

CHEYENNE - New data on the Wyoming sage grouse population reveals bird numbers will likely decline in the coming year based on an analysis of sage grouse wings provided by hunters. Data collected shows that in 2017, there were 1.2 chicks per hen, compared to 0.9 chicks per hen in 2016. This number mirrors the 10-year average from 2007-2016. Typically, biologists would like to see numbers of 1.4-1.6 chicks per hen to maintain population stability.

Hunters contribute to the management of sage grouse by assisting the Wyoming Game and Fish Department in the data collection through legal, regulated hunting. Wing data is gathered from hunters who voluntarily deposit wings in barrels scattered across central and southwest Wyoming. Over 2000 wings were collected in 2017, and wings from 924 chicks and 767 hens were examined.

"By looking at the ratio of chicks to hens, it gives us a good idea of what our reproduction was for this year, and that helps us predict what our lek counts will be next year in terms of whether there will be more birds or fewer birds based on this year's reproduction," Tom Christiansen, sage grouse program coordinator for the Wyoming Game and Fish Department said. "We appreciate hunters who provided wings. Their participation helps us manage the bird and build on previous years' data."

Christiansen says the extreme winter experienced in western Wyoming last year had a minimal effect on sage grouse production, noting that if anything, mortality is usually at its lowest during the winter months.

Wing data is just one tool Game and Fish uses to estimate sage grouse population. Department personnel and other partners also visit over 1,600 leks, or breeding grounds to count the numbers of sage grouse visiting on each lek.

- WGFD -

Department of the Interior RMP review. On October 10, 2017, the Department of the Interior issued a scoping notice for its intent to amend the BLM's sage-grouse Resource Management Plans. Comments were due November 27, 2017 and Wyoming submitted comments. The BLM is considering during the scoping comment phase:

- How to structure the review and decision processes: (1) one national process and decision, (2) two regional processes and decisions, similar to last time when it came to the records of decision, or (3) on a state-by-state approach;
- How to address the Nevada Federal Court's decision that the agency failed to prepare a supplemental environmental impact statement to address sagebrush focal areas;

- How to address Executive Order 13783, Promoting Energy Independence and Economic Growth (March 28, 2017); Secretary's Order 3349, American Energy Independence (March 29, 2017); Secretary's Order 3353, Greater Sage-Grouse Conservation and Cooperation with Western States (June 7, 2017); and the August 4, 2017, report prepared by the Department of the Interior's Greater Sage-Grouse Review Team; and
- How to address: sagebrush focal area designations, mitigation standards, lek buffers in all habitat management area types, disturbance and density caps, habitat boundaries to reflect new information, and reversing adaptive management responses when the BLM determines that resource conditions no longer warrant those responses.

The BLM may also consider other state-specific issues or other issues raised during the scoping process. And it may consider other Interior or BLM policies in existence, or that come into existence during the process.

On November 29, 2017, you and seven state agencies submitted scoping comments. Generally those comments stated that:

- We are in a good place right now because sage-grouse were not listed under the Endangered Species Act.
- We cannot do anything that jeopardizes this not warranted finding.
- Wyoming is not interested in moving away from its habitat based strategy to one that
 relies solely or heavily on population metrics or captive rearing to manage the species.
 These are too unpredictable.
- While Wyoming does not want to see these kinds of changes, Wyoming has highlighted a
 few areas where the BLM's plans and policies deviate from the State's sage-grouse
 strategy and has offered suggestions about how the BLM can better align with
 Wyoming's plan.

The comments generally discussed:

- Bringing back the issues that remain unresolved from your 2015 Consistency Review and Protest;
- Streamlining the incorporation of potential future changes to the State's Core Area map into the federal plans;
- Making sure that the BLM's plans appropriately distinguish between Core and Non-Core Areas so that the BLM does not impose Core Area type stipulations outside of Core Areas;
- Allowing the Core Area strategy to work as intended by removing the oil and gas
 prioritization process and allowing the incentives built into the plan to encourage
 development outside of Core Areas;
- Removing Sagebrush Focal Areas from the federal plans so that the federal plans and the State's plan both work off the binary concept of Core and Non-Core Areas;
- Matching how the federal plans deal with mitigation by removing the net conservation gain concept and using the State's mitigation hierarchy of avoidance, minimization and compensation;
- Making the process for granting waivers, exceptions and modifications to oil and gas lease stipulations more flexible by following the State's plan;

- Clarifying that Required Design Features are actually Best Management Practices that should be tailored to the project and the location;
- Clarifying how the federal plans deal with wind energy development;
- Recognizing Wyoming's list of de minimis activities that include several standard agricultural practices;
- Clarifying that Tables 2-2 and 2-3, which are often used in the grazing context, should be used as Objectives, not Standards, and based on the local conditions; and
- Developing an Adaptive Management framework that requires the BLM to conduct a
 causal factor analysis before making any changes to grazing management, and setting up
 a process to bring management back to the status quo once conditions return to normal;

Wyoming requested that the BLM involve local governments, the Sage-Grouse Implementation Team, the Sage-Grouse Task Force, and those in Wyoming impacted by the BLM's plans in order to develop changes that are based on consensus.

Forest Service Land Use Plan Review. Piggybacking on the BLM's review, the Forest Service on November 21, 2017, published in the Federal Register notice of its intent to review its Land Use Plans that address sage-grouse management. The Forest Service is considering the same items as the BLM. Scoping comments are due January 19, 2018. Wyoming's agencies are preparing comments, which should incorporate the comments made to the BLM and highlight additional areas that are specific to the Forest Plans.

Revision to BLM Core Area maps

On October 27, 2017, the Wyoming BLM State Office issued a maintenance action order incorporating version 4 of the State's Core Area map into the BLM's Resource Management Plans in Wyoming. This was done through a categorical exclusion, meaning that further NEPA action was not necessary. Wyoming asked for this action in 2015 as part of the Governor's Consistency Review. Wyoming has also asked for this action over the past several months in various letters to Secretary Zinke, and in conversations about potential changes to the sage-grouse plans. We are working with the Department of the Interior to identify a way to amend the RMPs so that this kind of action can be done more efficiently as the State updates its Core Area maps according to the latest science and information on the species.

This resolves a significant issue that industry has had when seeking permits in Wyoming. The State of Wyoming was using version 4 of the Core Area map and the BLM was using version 3. The BLM issued an Instruction Memorandum on how to deal with the differences—they treated the areas removed in version 4 as if it still was in Core and the areas added in version 4 as Core. This caused confusion during the permitting process. The maintenance action should eliminate the need for the Instruction Memorandum and create consistency across jurisdictional boundaries.

Uranium Mike McGrady January 16, 2018

Agreement State Status

Wyoming's progress to date towards becoming an Agreement State is on schedule and within the approved budget. Wyoming has met critical milestones, such as staffing technical positions, gaining approval of statutes, completing the development of rules and regulations, and developing a Draft Agreement which was sent to the Nuclear Regulatory Commission (NRC) in October of 2016. Wyoming reviewed the NRC's comments on its Draft application and resolved the 107 comments received. As part of that process, the NRC has agreed that the federal agency should retain jurisdiction over the American Nuclear Corporation (ANC) site after Wyoming takes over the program. In October 2017, the WDEQ submitted its Final Application to the NRC and asked for a decision by September 30, 2018.

EPA Draft Groundwater Monitoring Regulations

On December 14, 2017, Senator Barrasso asked EPA Administrator Pruitt to pull back the EPA's draft ground water monitoring regulations proposed on the last day that President Obama was in office. The regulations would require in situ uranium mining companies to monitor ground water for 30 years after they complete mining. The Nuclear Regulatory Commission and industry have also expressed opposition to the EPA's proposed regulations. According to the Nuclear Regulatory Commission, in situ mining has not resulted in contamination of an aquifer in its 40 year history.

Lost Creek Uranium In- Situ Recovery (ISR) Project Modifications EIS

Lost Creek ISR LLC, a wholly-owned subsidiary of Ur-Energy USA Inc., asked the BLM to modify their Lost Creek Uranium In-Situ Recovery (ISR) Project Plan of Operations, which was approved on October 5, 2012. The proposed mining expansion consists of two submittals: The Lost Creek East modification would expand operations outward and would add a new project area totaling approximately 5,750 acres to the existing Lost Creek Project area of approximately 4,254 acres, resulting in approximately 241 acres of new surface disturbance. The KM Horizon modification (to expand operations deeper) would allow in-situ mining of uranium from the deeper KM Horizon, while increasing the extent of mining in the existing HJ horizon, within the approved project area, and add approximately 78 acres of additional surface disturbance. The BLM and Nuclear Regulatory Commission (NRC) are completing a joint Environmental Impact Statement with the BLM as the lead agency. We anticipate that the draft Environmental Impact Statement will be released in the spring of 2018.

DEQ-AMLMike McGrady
January 16, 2018

Director, Office of Surface Mining Reclamation and Enforcement

James "Steven" Gardner has been nominated to serve as the Director of the Office of Surface Mining, Reclamation and Enforcement (OSMRE). The OSMRE's "main role is to oversee state agencies that directly regulate mining operations within their borders," and "also oversees state programs to reclaim abandoned mines."

Coal consultant Steven Gardner has been involved in mining his entire career. Gardner began his career in the 1970s in the mining division of a Bethlehem Steel subsidiary. Since 1983, he has been the president and CEO of ECSI, LLC, an engineering consulting firm that works on energy and mining development, including creating a conceptual mining plan in West Virginia that was used in a court case where owners pursued "compensation for taken and sterilized [mining] assets." More recently, Gardner has been "a major critic of the Obama administration's policies regarding coal mining and environmental regulations, and has been a vocal supporter of mountaintop removal coal mining."

Wyoming AML monies

Based on estimates from the Office of Surface Mining Reclamation and Enforcement, Wyoming expects to receive in 2018 approximately \$97.6 million in AML funds. In 2019, we expect to receive approximately \$99.0 million. These funds are subject to sequestration under current budget rules; however, the delegation will work to ensure that Wyoming receives its share of the monies. Within Wyoming, we have \$112 million in unfunded reclamation projects that need to be completed before the State can consider using the funds for public facilities impacted by coal and mineral development and processing.

DEQ—Water Quality Mike McGrady January 16, 2018

The Wyoming Environmental Quality Council will meet on February 21, 2018, to consider changes to Wyoming Department of Environmental Quality (WDEQ) Water Quality Division (WQD) Water Quality Rules and Regulations. The WQD proposes to revise Water Quality Rules and Regulations Chapter 1, Wyoming Surface Water Quality Standards, by establishing a variance process for specific dischargers in cases where meeting a water quality based effluent limit would result in substantial and widespread economic and social impacts. The WQD also proposes to revise Water Quality Rules and Regulations Chapter 5, Operator Certification, clarifying requirements concerning operator availability; by adding certification levels for simple water and wastewater treatment facilities; by specifying designation of substitute responsible charge operators; by removing designation grace periods for systems that terminate responsible charge operators; by adding continuing education requirements for state and/or federal rule training; and by correcting redundancies, grammar, and formatting errors.

From:

Ben Finzel

Sent:

Wednesday, February 07, 2018 9:44 AM

To:

Brad Crabtree; Matt Fry; Schafer, Adam; MJ Marshall

Subject:

Fwd: Daily on Energy: Energy governors push Congress for climate-friendly technology

... Senate panel approves Wheeler for EPA's No. 2 post

Lead story in this daily energy column from a conservative publication in DC.

Ben Finzel
President
RENEWPR

Restoring common sense to communications

Phone - 202-277-6286

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From: Washington Examiner < news@pub.washingtonexaminer.com>

Date: Wed, Feb 7, 2018 at 11:28 AM

Subject: Daily on Energy: Energy governors push Congress for climate-friendly technology ... Senate panel

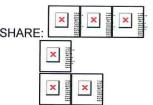
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ENERGY GOVERNORS PUSH CONGRESS FOR CLIMATE-FRIENDLY TECH: A bipartisan group of governors from six major energy-producing states pressed congressional leaders Wednesday morning to back subsidies for advanced coal power plants in a tax extenders bill expected to come up later this year.

Carbon capture wanted: The governors want a tax credit for technologies used at coal plants and other fossil-fueled facilities to cut carbon dioxide emissions.

"As governors committed to technology innovation and investments that increase American

energy production, create good-paying, highly skilled jobs, and reduce emissions, we urge you to enact federal financial incentives to capture carbon dioxide (CO2) from power plants and industrial facilities," the six governors wrote to Senate and House leaders.

"These incentives are necessary to ensure that CO2 is put to productive use and subsequently stored safely and permanently underground," the letter added.

Who they are: The governors include: Republican Matt Mead of Wyoming, Republican Jeff Colyer of Kansas, Republican Mary Fallin of Oklahoma, Republican Doug Burgum of North Dakota, Democrat Steve Bullock of Montana, and Democrat Tom Wolf of Pennsylvania.

Mead and Bullock organized the letter.

Long-term plan: "Carbon capture provides a long-term, low-carbon path for production and use of America's abundant coal, oil and natural gas resources," they wrote. "As governors from both political parties representing diverse states and regions, we believe carbon capture represents a key element of a broader, cost-effective portfolio of energy production and carbon management options."

Welcome to Daily on Energy, compiled by Washington Examiner Energy and Environment Writers John Siciliano (@JohnDSiciliano) and Josh Siegel (@SiegelScribe). Email dailyonenergy@washingtonexaminer.com for tips, suggestions, calendar items and anything else. If a friend sent this to you and you'd like to sign up, click here. If signing up doesn't work, shoot us an email and we'll add you to our list.

SENATE PANEL APPROVES ANDREW WHEELER AS PRUITT'S DEPUTY: The Senate Environment and Public Works Committee on Wednesday morning advanced the nomination of Andrew Wheeler to be deputy administrator of the Environmental Protection Agency, by a party-line 11-10 vote.

It's the second time the committee approved Wheeler's nomination to be Administrator Scott Pruitt's No. 2. President Trump was forced to renominate him after the full Senate declined to take a vote on his nomination during the last session of Congress.

Familiar face: Wheeler is an energy industry lobbyist whose ties to Murray Energy, a privately owned coal giant, have drawn scrutiny from Democrats.

He previously worked on the staff of Sen. Jim Inhofe, R-Okla., including as chief counsel for the senator on the Environment and Public Works Committee.

Lobbying ties: Bob Murray, the CEO of the company, lobbied for the Federal Energy Regulatory Commission to approve subsidies for the ailing coal industry, and has advocated the Trump administration take other controversial actions, such as repealing the endangerment finding that requires the EPA to regulate greenhouse gas emissions.

Sen. Tom Carper of Delaware, the top Democrat on the committee, said Wheeler assured him that he did not help craft Murray's proposals to the Trump administration.

Wheeler de-registered himself as a Murray lobbyist in an Aug. 11 filing with Congress.

Taking sides: But Carper still expressed concerns on Wheeler's impartiality and opposed his

nomination.

"We all need to understand whether this administration will govern in a manner that brings regulatory certainty to industry, or heeds to the wishes of Wheeler's former client," he said.

Still, Carper said Wheeler proved to be cooperative with Democrats when he worked for the committee.

REPUBLICANS ATTACK DEMOCRATS FOR 'UNPRECEDENTED' BLOCKING OF NOMINEES:

That admission led committee Republicans to charge that Democrats are obstructing Trump's nominees without justification.

Trump's nominee to be the top White House environmental policy official, Kathleen Hartnett White, recently withdrew from consideration after Democrats attacked her climate change views and few Republicans came to her defense.

'Election is over': "I hope this isn't part of an effort to block every single Trump nominee," said Sen. Dan Sullivan, R-Alaska. "The unprecedented slowness that we are seating people in the executive branch is unbelievable. The election is over. We need to start putting people in positions in the executive branch."

Kumbaya? Carper countered that he is not "interested in blocking nominees for the sake of blocking nominees," and vowed to work with Republicans.

"This is a chance this year to work together on a more positive basis," Carper said, adding that there is "blame to go around on both sides" for the slowness of filling appointments.

Blame all around: Indeed, other Republicans, such as Sen. Lisa Murkowski of Alaska, the chairwoman of the Energy and Natural Resources Committee, have criticized the White House for delays in nominating candidates for energy-related positions.

For example, the administration has not nominated anyone to oversee the EPA's Superfund program, who would lead the effort of cleaning up hazardous waste sites, a main part of Pruitt's agenda.

The White House has has not submitted a nominee to head the Bureau of Land Management or National Park Service, key positions in the Interior Department.

And the White House's Office of Science and Technology Policy is without a nominee.

CEI SUES TILLERSON, AGAIN, FOR CLIMATE DEAL DOCS: Meanwhile, the libertarian Competitive Enterprise Institute think tank sued the State Department Wednesday morning for not fulfilling its request for communications related to the department's "backstage work on the Paris climate agreement."

"This information is important to the American public, as the Trump administration still needs to develop a plan and timeline for withdrawing the United States from the Paris Agreement," said CEI counsel Sam Kazman."

The group has sued the agency multiple times to meet the demands of its Freedom of Information Act request for the documents.

SOLAR INDUSTRY LOST 10,000 JOBS IN 2017: The U.S. solar industry lost nearly 10,000 jobs in 2017, a

4 percent decline, according to a report released Wednesday morning.

The Solar Foundation found that 250,271 Americans worked in solar last year, about 9,800 fewer than in 2016.

It was the first year that jobs have decreased since 2010, when the nonprofit began tracking the numbers.

State growth: However, solar jobs increased in 29 states and the District of Columbia, including Utah, Minnesota, Arizona, Colorado, Pennsylvania, New Jersey, New York, and Tennessee. California remains the state with the largest number of solar jobs nationwide, but jobs there fell 14 percent in 2017.

Fear of Trump tariffs: The report blamed reductions in utility-scale and residential solar installations, as well as industry concerns about tariffs on imported solar panels, for the job losses.

President Trump last month announced 30 percent tariffs on imported solar panels for next year, with the penalties to progressively drop in severity for three years after that, as a way to combat cheap production from China and Southeast Asia.

NEW YORK LEADS STATES IN SUIT AGAINST EPA FOR DELAYING WATER RULE: New York Attorney General Eric Schneiderman on Tuesday <u>led a multi-state lawsuit</u> against the Trump administration in federal court for delaying the Obama-era Waters of the United States rule.

Short circuit: The suit, filed in U.S. District Court for the Southern District of New York, said the Environmental Protection Agency violated the Administrative Procedure Act by short-circuiting the public comment process to delay implementation of the rule. Nine other states and the District of Columbia signed onto the lawsuit: California, Connecticut, Maryland, New Jersey, Oregon, Rhode Island, Vermont, Washington and Massachusetts. All of the attorneys general suing are Democrats.

What's in the water: EPA Administrator Scott Pruitt signed a finalized regulation last Wednesday delaying until 2020 the Waters of the U.S. rule, which intended to clarify the waters and wetlands that are protected by the Clean Water Act and are subject to federal regulation. Pruitt's EPA is writing its own version of the rule.

The states say EPA avoided the customary 30-day waiting period between publishing the final rule in the Federal Register and when it goes into effect, making the delay effective Feb. 7.

TOM CARPER, EPA SPAR OVER CLIMATE GRANT PROGRAM: The EPA and Democratic Sen. Tom Carper <u>sparred Tuesday</u> over whether the EPA awarded its fair share of climate change grants to states after reports suggested the agency had been cutting its grant program.

Start a fight: The fight began after Carper, the top Democrat on the Environment and Public Works Committee, sent a letter to Pruitt as a follow-up to one he sent in the summer, informing him that an analysis done by Carper's staff suggests Pruitt is not awarding the grants, despite congressional appropriations to do so.

Questions linger: "It appears from the analysis conducted by my staff that EPA is either not awarding the money Congress appropriated, or it is not reporting this data to the publicly searchable database as required by law, or both," Carper wrote, asking Pruitt to respond to

questions over the status of the grants.

EPA tries to end the fight: The EPA hit back with a statement that suggested Carper was looking to get media coverage in releasing the letter, rather than an actual legitimate response to his questions.

EPA finds Carper's letter 'unfortunate:' "We find it unfortunate that Senator Carper would place his letter in the news rather than wait for a legitimate response to his question," EPA spokesman Jahan Wilcox said in a statement to the *Washington Examiner*. "Although EPA is continuing to analyze the information on grant funding Senator Carper provided in his letter sent this morning, it appears the data that the senator is reviewing is from an outdated source."

NATURAL GAS INDUSTRY ATTACKS NUCLEAR GROUP FOR SUBSIDIES PLEA: The American Petroleum Institute, the largest trade group for the oil and natural gas industry, attacked nuclear energy advocates on Tuesday for asking for power market pricing changes to benefit the ailing industry.

Maria Korsnick, president and CEO of the Nuclear Energy Institute, testified before the House Energy and Commerce Committee Tuesday that regional grid operators should "move forward with price reform efforts to recognize the reliability attributes of baseload resources."

Fast action: "We do favor a market solution, but I would say that market solution is too slow in coming," Korsnick said.

Currently, 60 percent of the carbon-free energy produced in the U.S. comes from the nation's 99 nuclear power plants. But the number of reactors is declining, from a peak of 104 in 2012, with several scheduled to be decommissioned soon.

'Unfounded' concerns: API quickly released a statement attacking Korsnick's advocacy, although it did not name her directly.

"Our nation's electric grid is as reliable as it has ever been as data during the recent cold snap indicates," said Todd Snitchler, API's market development group director. "Creating false narratives about unfounded reliability concerns and advocating for subsidies that benefit one fuel type over another only hurt efforts to improve the reliability and resilience of the electric grid."

Help on the way? The Federal Energy Regulatory Commission recently rejected a proposal from Energy Secretary Rick Perry to subsidize fading coal and nuclear plants.

The natural gas industry aligned with renewable advocates, and many others, to oppose Perry's proposal, which NEI supported.

FERC, in rejecting the plan, directed regional grid operators to study the resilience and reliability of their systems and report back recommendations on how to improve, if they find problems.

AIRLINE FUEL CONSUMPTION SOARS 63 PERCENT, GASOLINE AND DIESEL DIPS: Airlines will have one of the largest increases in fuel consumption over the next 30-plus years, according to the federal government's latest energy projections through 2050.

The Energy Information Administration said car and truck engines will become fuel sipping, while the biggest increase in fuel consumption will come from jet aircraft, according to Linda Capuano, the agency's new

director.

That's because the demand for air travel, as a result of economic growth, will outpace the industry's ability to make fuel efficiency upgrades.

Jet fuel consumption rises 63 percent: "Note that as a result of economic growth, air transport energy consumption ... outpaces increases in aircraft energy efficiency, so that jet fuel consumption increases 63 percent by 2050," she said in unveiling the new 2018 Annual Energy Outlook on Tuesday.

"This is more than any other transportation fuel during the projected period," she added.

Fuel-economy rules: "However, for motor gasoline and diesel consumption, growth is slowed by increases in fuel economy standards, despite increases in population growth, despite increases in light-duty vehicle miles traveled, and despite increases in freight, truck miles traveled that results from the economic growth in this case," according to Capuano.

The agency's projections released on Tuesday said supplies of crude oil and natural gas are expected to soar over the next four years, while energy demand in the U.S. remains modest.

EXXON'S FRACKING FIRM XTO WELCOMES METHANE RULES: Exxon's fracking subsidiary, and the company with the largest natural gas reserves in the U.S., wants regulations on the potent greenhouse gas methane to be tightened — just as long as they are voluntary.

Why they work: "The beauty of these principles is that they could underpin a regulatory effort that both encourages and keeps up with continuous technological innovation," Sara Ortwein, president of XTO Energy, said in a blog Monday.

The company put out a <u>set of regulatory principles</u> this week that it is seeking to abide by with other titans of the oil and natural gas industry.

"And they can be designed so as not to unduly drive up costs on natural gas producers," she added.

Greens hopeful, but ...: XTO's statement received praise from environmental groups.

Lauren Pagel, policy director for the group Earthworks, said she is hopeful, but that a better move would be to support rules that the Trump administration is trying to eliminate.

"As a subsidiary of Exxon Mobil, the largest oil company in the world, we hope XTO goes beyond just words and advocates for common-sense methane standards at every level of government," Pagel said.

More ambitious than Obama rules: "Under assault by the Trump administration, the Environmental Protection Agency and Interior Department rules to cut oil and gas methane pollution are actually less ambitious than what XTO now supports," Pagel said.

But the XTO chief suggested a more conservative approach. "We will need to stay pragmatic and seek the possible. We've made a lot of progress so far in minimizing methane emissions from industry operations. I am confident we can achieve even more."

EXXON INVESTING HUNDREDS OF MILLIONS TO GET FUEL TO MEXICO: Exxon Mobil is opening up shop in Mexico, which means more U.S.-made gasoline and diesel fuel will be getting sold south of the border.

The effort is part of major energy reforms that are restructuring Mexico to be more competitive and for the first time allowing U.S. retail fuel brands to set up shop in the country, Exxon said in its weekly newsletter.

"It was just four years ago that Mexico opened that sector, welcoming a growing field of competitors to what was one of the last major markets closed to private investment," the article said.

Exxon, one of the world's largest energy companies, discussed the most recent Mobil station buildout, where it is opening eight stations in the city of Querétaro, which is fast becoming an aerospace hub south of Mexico City. The company plans to expand to 50 stations in the next month.

No new choices since 1930s: The new stations also offer "Mexican consumers a new choice in fuel and services – something they haven't had since the country closed its energy sector in the late 1930s," the company wrote.

"The fuel at those Mobil pumps is flowing from Exxon Mobil refineries in Texas via rail and private infrastructure links, in a supply chain wholly sourced by private investment."

\$300 million to boost Mexico's infrastructure: Exxon is investing \$300 million to develop additional logistics, such as agreements with railroads, private pipelines and private terminals, as well as product inventories and brand and marketing programs.

NESTLE SNUBS PALM OIL PRODUCER AFTER 'ECOCIDE' COURT RULING: Nestle said Tuesday it would no longer buy palm oil from the Guatemalan-based REPSA after a court found the palm oil producer to be guilty of "ecocide" by polluting the Pasion RIver.

"We have decided to stop our sourcing of palm oil from REPSA," Nestle announced quietly. "We will honor existing contracts with the company, however these will not be renewed and we expect to cease commercial ties by September 2018 at the latest."

The environmental group Friends of the Earth credited a pressure campaign it initiated last week for the victory.

Nestle's decision follows other agribusiness companies such as Cargill that have cut ties with REPSA over the corruption scandal and pollution cover up.

"Nestlé's decision to cut ties with REPSA is a step in the right direction and a victory for all the activists who have fought for years to bring REPSA's actions to light," said Jeff Conant, senior international forests director at Friends of the Earth.

RUNDOWN

Bloomberg Oil world turned upside down as America sells to Middle East

Wall Street Journal BP's strong performance is marred by one-off charges from GOP corporate tax bill, Deepwater Horizon spill

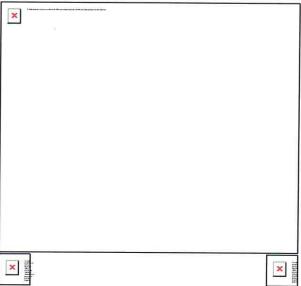
Politico How energy industry has helped already score a win on infrastructure

Washington Post Can red wolves be saved again? They may be going extinct

New York Times Idaho stripped climate change from school standards. Now, it's a battle

<u>CNBC</u> Microgrids have a big role to play in the energy sector: Here's why

Bloomberg Musk's big questions: Can Tesla make Models 3s and burn less cash



Calendar

WEDNESDAY, FEB. 7

9:30 a.m., 406 Dirksen. The Senate Environment and Public Works Committee holds a vote to consider Andrew Wheeler to be deputy administrator of the Environmental Protection Agency.

epw.senate.gov/public/index.cfm/hearings?ID=A1791D81-5C04-4DC9-8990-83065B32E2DB

All day, <u>2401 M St. NW</u>. State energy officials representing governors' energy agendas descend on Washington this week for the 2018 National Association of State Energy Officials' "Energy Policy Outlook Conference: The Power of Energy Policy and Public-Private Partnerships," Feb. 7-9, at the Fairmont hotel.

energyoutlook.naseo.org/

10 a.m., 406 Dirksen. Environment and Public Works Committee holds a hearing on the impact of environmental regulations on farmers and ranchers.

epw.senate.gov/public/index.cfm/hearings?ID=5DF537D8-D9FE-4474-B5BA-E3CAE9AEAE7B

10 a.m., 366 Dirksen. The Senate Energy and Natural Resources Committee holds a hearing to receive testimony on the public lands legislation.

energy.senate.gov/public/index.cfm/hearings-and-business-meetings?ID=3CAC1C97-79F6-44F0-8014-157C583E7CE8

2 p.m., Resources for the Future holds a panel discussion on the oil and gas industry in Oklahoma and increased

numbers of earthquakes called, "Understanding Induced Earthquake Activity in Oklahoma."

rff.org/events/event/2018-02/understanding-induced-earthquake-activity-oklahoma

THURSDAY, FEB. 8

Government funding runs out. Deadline for new spending deal.

10 a.m., 366 Dirksen. The Senate Energy and Natural Resources Committee holds a hearing to examine the evolution of energy infrastructure in the United States and how lessons learned from the past can inform future opportunities.

energy.senate.gov/public/index.cfm/hearings-and-business-meetings?ID=C9CB84BD-EDC9-4FCE-AD93-742471F42FCE

12:30 p.m., <u>1740 Massachusetts Ave. NW</u>. John Hopkins hosts a panel discussion, called, "Race to the top: civil supervision and local environmental transparency in China."

 $\underline{eventbrite.com/e/race-to-the-top-civil-supervision-and-local-environmental-transparency-in-china-with-dr-rui-wang-tickets-42435505740? aff=erelpanelorg$

FRIDAY, FEB. 9

Noon, Carmines at <u>425 Seventh St. NW</u>. The National Capital Chapter of the U.S. Energy Economists hosts a lunch with featured speaker Wood MacKenzie's Anne Keller, research director for natural gas liquids.

ncac-usaee.org/event-2796122

9 a.m.-5 p.m., 1619 Massachusetts Ave. NW. John Hopkins hosts D.C. Area Climate and Energy Research Workshop 2018.

eventbrite.com/e/dc-area-climate-energy-research-workshop-2018-tickets-42009794426

SUNDAY, FEB. 11

All day, <u>999 Ninth St. NW</u>. The National Association of Regulatory Utility Commissioners holds its annual Winter Policy Summit, Feb. 11-14.

naruc.org/winter-policy-summit/2018/

MONDAY, FEB. 12

7:30 a.m., <u>999 Ninth St. NW</u>. The Solar Energy Industries Association and the Energy Storage Association hold a breakfast panel discussion on Distributed Energy Resource valuation, interconnection, and benefits to the local grid.

seia.org/events/right-place-right-time-grid-benefits-solar-storage

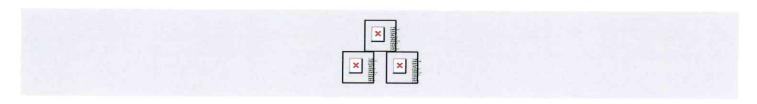
All day, San Antonio. The Renewable Fuels Association opens the National Ethanol Conference, Feb. 12-14.

nationalethanolconference.com/

WEDNESDAY, FEB. 14

2 p.m., 1324 Longworth. The House Natural Resources Subcommittee on Water, Power & Oceans will hold an oversight hearing titled "The State of the Nation's Water and Power Infrastructure."

naturalresources.house.gov/calendar/eventsingle.aspx?EventID=403880



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From:

Mike McGrady

Sent:

Tuesday, February 20, 2018 10:49 AM

To:

Matthew Fry

Subject:

Fwd: Letter

Attachments:

attachedFile.html; image001.png; Mead Letter 2-15-18.pdf; attachedFile.html

Sent from my iPhone

Begin forwarded message:

From: "Blank, Michael" < MBlank@peabodyenergy.com >

Date: February 20, 2018 at 9:16:58 AM MST

To: "mike.mcgrady1@wyo.gov" <mike.mcgrady1@wyo.gov>

Subject: Letter

Mike -

I wanted to ensure you had a copy of this letter that was sent to the Governor from our CEO thanking him for his efforts on helping get 45Q passed in the FUTURE Act.

Thanks, Mike

Mike Blank

Director, State Government Relations

Peabody

801 Pennsylvania Avenue, NW | Washington, DC 20004 Office Phone: (314) 588-2739 | Cell: (314) 223-5268

mblank@peabodyenergy.com

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February 15, 2018

The Honorable Matthew H. Mead Governor of Wyoming State Capitol 200 West 24th Street Cheyenne, WY 82002

Dear Governor Mead:

On behalf of Peabody, I would like to thank you for your leadership on the FUTURE Act. The expansion of the 45Q tax credit was the result of a strong bipartisan effort at both the Federal and state levels. As a result of your efforts, we continue to create opportunities to expand carbon capture technology and ensure a stronger future for coal and coal technologies.

The passage of this measure demonstrates that pragmatic energy initiatives that benefit a wide range of stakeholders can be done in a bipartisan manner. However, this collaborative effort could not be accomplished without vital voices from key state leaders.

We are grateful for your willingness to act as a leader on this issue.

Sincerely,

Glenn Kellow